



TOWN CLERK'S RECORD
OF THE 128th ANNUAL TOWN MEETING

March 31, 2008
Wellesley Middle School

April 1, 2008

In pursuance of a Warrant dated January 17, 2008, the duly elected Town Meeting Members proceeded as follows:

The Moderator, Heather B. Sawitsky, called the 128th Annual Town Meeting to order at 7:40 P.M. The Moderator declared a quorum present.

Susan Troy, M.Div., offered the invocation.

Representatives of the Wellesley Veterans' Council presented the colors to the meeting.

The Middle School Jazz Band, under the direction of Mr. Henry Platt, played the "Star Spangled Banner".

Owen H. Dugan Jr., Chairman of the Board of Selectmen, led the meeting in a salute to the flag.

The Moderator informed the Town Meeting Members that the General Laws require that all members be sworn to the faithful performance of their duties. Kathleen F. Nagle, Town Clerk, administered the oath to the Town Meeting Members elected at the March 4, 2008 Annual Town Election.

The Town Clerk, Kathleen F. Nagle, read the Officer's Return of the Service of the Warrant.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 221 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the auditorium, and were in the charge of a detail of

police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Peter Cory, Dave Mooney, Steve Sykes, Ken Baer, Advisory Committee; Gary McCabe, Guest; Hans Larsen, Executive Director, Sheryl Strother, Finance Director, Terrance J. Connolly, Deputy Director, General Government, Tam Ly, Budget Project Manager; David A.T. Donohue, Board of Public Works, Chairman, Michael Pakstis, DPW Director, Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Kevin Rooney, Fire Chief, Richard A. DeLorie, Deputy Fire Chief; David Dinwoodey, Chair, Community Preservation Committee; Susan Adler, Human Resources, Director; Richard Joyce, Municipal Light Plant, Director, Debra Healy and Peter Bracken, MLP, Staff; Richard H. Brown, Planning Department, Director, Meghan Jop, Planning, Staff; Neal Seaborn, NRC, Janet Bowser, NRC, Director; Linda Buffum, Historical Commission; Ann Mara Lanza, Library Trustee, Janice Coduri, Library, Director; Marc Waldman, Treasurer; Jan Kaseta, Recreation Department, Director; Bella Wong, Superintendent WPS, Ruth Q. Berdell, WPS Business Manager; Lisa Keen, Boston Globe; Farah Hussain, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Nancy Calderwood, Christine Kehoe, David Livingston, Bob White, Steve Mahoney and Kathy Schleyer.

The Moderator expressed appreciation to the attendance checkers for the Annual Town Meeting: Paul Carter, Ralph Bailey, Gail Fleischer, and June Nacey.

Refreshments at the breaks will be provided by the Junior Class of Wellesley High School for this meeting.

The Moderator announced the dates of the Town Meeting: March 31, April 1, April 7, and 8, April 14, 15 no meeting April 21 and 22 and resume if needed April 28, 29.

The Moderator stated that to her knowledge no motions would be offered under Articles 1, 16, 19, 29, 30, 32, 35-38 and 40. Article 17 Wellesley High School will be taken up on April 8. Town Meeting members received copies of the report of the School Building Committee this evening and should review this information prior to the April 8 session.

The Moderator explained the rules and regulations of the Town Meeting and the power and duties of the Moderator in connection with the conduct of the meeting.

The Moderator informed the meeting that unless objections were raised, the meeting would dispense with the reading of the Warrant. No objections were raised and the meeting proceeded.

The Moderator entertained the following resolutions in memoriam of residents who died in 2008 and were substantial contributors to the civic life of Wellesley.

The Moderator recognized John Schuler, Town Meeting Member, Precinct D, who offered the following resolution, to wit:

**RESOLUTION IN MEMORY OF THE PUBLIC SERVICE OF
Franklin P. Parker, Natalie W. Gulbrandsen, Richard L. Gardner, Ernest J.
Sargeant**

March 31, 2008

WHEREAS: The Town of Wellesley mourns the loss of four residents who gave substantially of their time and talents in service to this community.

WHEREAS: On August 3, 2007 **Franklin P. Parker** died at the age of 93. Mr. Parker descended from the family line of Kingsburys, Parkers and Peabodys who were among the founding families of our community. For more than 40 years Mr. Parker served in both elected and appointed positions for the town of Wellesley including Town Meeting Member, Park and Recreation Commissioner, Permanent Building Committee, Housing Authority, and Zoning Board of Appeals.

WHEREAS: On October 17, 2007, **Natalie W. Gulbrandsen** died at the age of 88. Mrs. Gulbrandsen was an active member of our community with a passion for Human Services and Education. Mrs. Gulbrandsen was a founding member of the Wellesley METCO program. She served as a Town Meeting Member for 20 years from 1970 through 1990. Mrs. Gulbrandsen also served on the Permanent School Accommodations Committee and the first Youth Commission.

WHEREAS: On January 26, 2008, **Ernest J. Sargeant** died at the age of 89. Mr. Sargeant was a resident of Wellesley for 47 years and an active contributor to the civic life of our community. Mr. Sargeant was appointed to the Advisory Committee for 1964-67 and was intimately involved in the study of town government serving on the Town Improvements Coordinating Committee 1970-75 and the Town Government Study Committee of 1993.

WHEREAS: On March 23, 2008 **Richard L. Gardner** died at the age of 84. Mr. Gardner was a Town Meeting Member for 29 years from 1955 to 1984. Mr. Gardner also served in elected and appointed capacities on the Permanent Building Committee, Recreation Commission, School Committee, Personnel Board and Board of Selectmen over a 22-year span.

WHEREAS: The Town of Wellesley values the civic engagement of all of its residents. The record of service of these four individuals exemplifies this commitment to the common good.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at the passing of these four community leaders and publicly acknowledges its appreciation for their distinguished public service to the Town, and further that the Town Clerk be instructed to record this RESOLUTION in the minutes of this Town Meeting and to transmit copies thereof to the families of Franklin Parker, Natalie Gulbrandsen, Ernest J. Sargeant, and Richard L. Gardner.

The Moderator recognized Gary McCabe, Precinct D, former chair of the Wellesley Housing Authority, who offered the following resolution in honor of the passing of **Ann Bamforth Adams** to wit:

RESOLUTION IN MEMORY OF REV. DR. ANN BAMFORD ADAMS

WHEREAS: With the death of Ann Bamford Adams on May 3, 2007 at the age of 52, the Town of Wellesley has lost one of the community's strongest advocates and most faithful servants of public housing tenants and a true spiritual leader.

WHEREAS: Ann served the Town of Wellesley as a member of the Board of Commissioners of Wellesley Housing Authority with distinction for 7-years, from 2000 until her death from cancer in 2007; having served a chairman during a most difficult time at the Housing Authority, where Ann championed changes in management.

WHEREAS: Ann was a woman of letters; having graduated from Wellesley College, Phi Beta Kappa, with a degree in economics, and was a member of the first class of the Yale School of Management, earning a masters degree in finance. Ann then went on to receive her Masters in Divinity degree and Doctorate from Andover Newton Theological School.

WHEREAS: Ann was a woman of faith; having served as Associate Pastor and Youth Minister at the Wellesley Hills Congregational Church for almost 20-years. Through her work at the Hills Church she served as a teacher to our youth and served side-by-side with our youth in places near and far in service to her God and to those in need. She also developed a women's fellowship ministry.

WHEREAS: Ann was a woman of words & prayer, publishing an anthology of her prayers and musings in her book, Prayer At Work, and her Web-site, 'Prayers-Work' both intended to help adults take their faith to work and put their faith to work.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at Ann's passing and appreciation for her

dedication and service to the Town and its people and further that the Town Clerk be instructed to record this RESOLUTION in the minutes of this Town Meeting and to send a copy to Ann's family.

The Moderator recognized Sandra Joseph, Precinct D, who offered the following resolution in honor of the passing of **John Brady**, to wit:

RESOLUTION IN MEMORY OF JOHN H. (JACK) BRADY

Whereas: On October 1, 2007, the Town of Wellesley was saddened by the death of Jack Brady, a dedicated Town Meeting Member from Precinct D and a civic leader committed to serving the Wellesley community.

Whereas: Jack was a successful computer programmer and real estate developer. As a longtime Wellesley Town Meeting member, Jack was known for his intelligence, sharp wit, and strong opinions. He loved a good argument backed up by facts, and he also loved a good joke and a good laugh. He had a keen interest in Planning Board Articles, followed the Linden Square development closely, and enjoyed sharing his ideas and perspectives with those who agreed with him as well as those who did not. He sought dialogue and responses to critical town issues with his many thought-provoking letters to the Editor of The Wellesley Townsman.

Whereas: Jack was a loyal and dedicated citizen, who gave willingly of his time and energy to improving the community. Two of the achievements he was most proud of were the leash law and restricting the expansion of Route 16. In addition to town politics, Jack gave many years to coaching youth soccer. He will be sadly missed by all of his friends and colleagues and by those who benefited from his strong leadership and participation in the Town of Wellesley.

Whereas: On behalf of the Citizens of Wellesley, this Resolution is being presented as an opportunity to express the esteem in which we hold Jack as a faithful and dedicated individual, whose commitment to Wellesley encompassed his civic, professional, and family life.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all of the citizens of Wellesley, expresses its sorrow at Jack's passing and publicly acknowledges its appreciation for his dedicated service and significant contributions to the citizens of our town, and further that this Resolution be made a part of the records of this Town Meeting, and a copy of it sent to Mr. Brady's family.

The Moderator recognized Royall Switzler, Precinct C, who offered the following two resolutions in honor of the passing of Henry Lysaght and Gaylord "Chip" Thayer, to wit:

RESOLUTION IN MEMORY OF HENRY J. "HANK" LYSAGHT, JR.

WHEREAS: On November 10, 2007, the Town of Wellesley was saddened by the death of our esteemed fellow citizen, HENRY J. "HANK" LYSAGHT, Jr., who for many years made numerous and impressive contributions to the Town of Wellesley and its residents. With his passing, Wellesley lost a dedicated citizen, a good neighbor and faithful friend.

WHEREAS: Hank was a member of Town Meeting from 1994 to 2005. For 33 years he worked for the telephone company and was a valued member of our community for 34 years, where with his wife Anne he raised 3 children and was a long time active member of the Wellesley Hills Congregational Church as Deacon emeritus, member of the Prudential committee, President of the Men's Breakfast Group and rummage sale pickup and sound engineer. Hank served our community in many ways and always with a deep sense of commitment and devotion; in so doing he earned the regard and heartfelt respect of all who were privileged to know him.

WHEREAS: Hank gave earnestly of his time to our community through his tireless volunteer activities over many years, as a member of the Wellesley Comprehensive Planning Committee, The Wellesley Trails Committee, on the Board of the Wellesley Historical Society, the Friends of Wellesley Recycling, the Wellesley Celebration's Committee, as past president of the Sheridan Hills Association, Treasurer of the Grace Knight Babson Fund, a Board member of the Friends of Hemlock Gorge, a 10 year activist of the Charles River Watershed Association, the past president of the Eastern Mass Chapter of the American Theatre Organ Society, an active member of the Wellesley Players, the Wellesley Republican Town Committee and most recently as Secretary of the Wellesley Club; we think of the many citizens who have benefited from his leadership and participation in the Town of Wellesley

WHEREAS: The thanks of this Meeting and the community are due Hank for his frequency in helping so many around this town in his pick-up truck as a handyman, mover, delivery person and child car provider and for the able and cordial manner in which he performed his various appointed, elected and volunteer duties. His former associates and the citizens of the Town regard his passing as a great loss.

WHEREAS: On behalf of the Citizens of Wellesley, this Resolution is being presented as an opportunity to express the esteem in which we hold him as a faithful and devoted citizen.

NOW THEREFORE BE IT RESOLVED, that this TOWN MEETING, on behalf of the residents and municipal employees of the Town of Wellesley, expresses its deep regret at the passing of Henry J. "Hank" Lysaght, Jr. and publicly acknowledges its

appreciation for his dedicated service and significant contributions to the citizens of our Town, and further, that the Town Clerk be instructed to record this Resolution in the minutes of this Meeting, and to transmit copies to Mr. Lysaght's family.

RESOLUTION IN MEMORY OF GAYLORD "CHIP" THAYER

WHEREAS: On February 27, 2008, the Town of Wellesley was saddened by the death of our esteemed fellow citizen, Gaylord B. "Chip" Thayer. Chip made numerous and impressive contributions to the Town of Wellesley and its residents throughout his many years of service. With his passing, Wellesley lost a dedicated citizen, good neighbor and faithful friend.

WHEREAS: Chip was a member of Town meeting from 2003 to 2008. He was a valued member of our community for twenty-three years and was an active member of the Wellesley Hills Congregational Church.

WHEREAS: Most of Chip's involvement after graduation from Harvard Business School, after college, was as a global technology operating executive with Teradyne, Inc. where he helped build it to a \$1.5 billion company and the market leader in its industry before retiring in 1998. Following his retirement Chip was a private investor, providing help and guidance to small companies in the Boston area as an advisor and director, including Lexent Technologies and Simply Media. During that time he devoted a significant portion of his time to not-for-profit service. In 2003 he was appointed to the faculty of Babson College as an executive in residence, where he coached MBA students working on real consulting projects for their MBA degrees.

WHEREAS: Much of his volunteer service was with the American Cancer Society's (ACS) national governing body and several other committees of the ACS. Recently retired from the Board of Directors of the ACS's New England Division, he also served on the Patient Navigation and Advocacy Advisory Committees, representing the ACS on "Tobacco Free Massachusetts". In 2006 Chip was awarded the ACS's highest national award for volunteer service, the St. George's Medal. He was appointed by former Governor Romney in 2003 as a member of the Massachusetts Public Health Council, the body that provides oversight and policy direction to the Massachusetts Department of Public Health.

WHEREAS: Chip gave earnestly of his time as a Trustee of one of Massachusetts' leading charter schools, The Boston Collegiate Charter School for many years and we think of the many citizens who have benefited from his leadership and participation in the Town of Wellesley. His former associates and the citizens of the Town regard his passing as a great loss.

WHEREAS: The thanks of this Meeting and the community are due Gaylord B. “Chip” Thayer for the able manner in which he performed his various appointed, elected and volunteer duties. On behalf of the Citizens of Wellesley, this Resolution is being presented as an opportunity to express the esteem in which we hold him as a faithful and devoted citizen.

NOW THEREFORE BE IT RESOLVED that this TOWN MEETING, on behalf of the residents and municipal employees of the Town of Wellesley, expresses its deep regret at the passing of Gaylord B. “Chip” Thayer and publicly acknowledges its appreciation for his dedicated service and significant contributions to the citizens of our Town, and further, that the Town Clerk be instructed to record this Resolution in the minutes of this Meeting and to transmit copies to Mr. Thayer’s family.

The Town Meeting unanimously adopted the foregoing resolutions and observed a moment of silence in honor of these deceased town residents.

ARTICLE 1. To choose a Moderator to preside over said meeting.

No motion offered.

ARTICLE 2. To receive reports of town officers and committees, including the Annual Town Report, the Report to this Town Meeting of the Advisory Committee, and the Reports of the Board of Selectmen on the Five Year Capital Budget Program and the Town-Wide Financial Plan pursuant to Town Bylaw Sections 19.5.2 and 19.16 respectively; and discharge presently authorized special committees; or take any other action relative thereto.

The reports of the following boards and committees were received and filed with the Town Clerk: Annual Town Report; Advisory Committee Report; Community Preservation Committee; SBC-WHS Building Project; Town By-law Study Committee; Wellesley Historical Commission-Wellesley Country Club Clubhouse; Ad hoc Green Committee; Advisory Committee on Naming of Public Assets; Reports of the Board of Selectmen on the Five Year Capital Budget Program and the Town-Wide Financial Plan.

Owen H. Dugan, Precinct B, Chairman of the Board of Selectmen, introduced the FY 09 Town Wide Financial Plan as required under Town of Wellesley Bylaw Article 19 section 16.

Margaret “Peg” Metzger, Chairman of the Advisory Committee reported on the general process of the Advisory Committee and the overview picture of Town finances.

ARTICLE 3. To see what action the Town will take relative to revenue as follows:

- a) Establish new and/or amend current fees or other charges for services and programs provided to the public;

- b) Vote to authorize the Board of Assessors to use any monies paid to the Town from the Wellesley Municipal Light Plant as an estimated receipt when computing the Fiscal Year 2009 Tax Rate;

or take any other action relative thereto.

Owen Dugan, Precinct B, Chair of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town authorizes the Board of Assessors to use \$1,000,000 paid to the Town from the Municipal Light Plant as an estimated receipt when computing the fiscal year 2009 tax rate.

At 9:00 pm the Moderator declared a recess. The meeting reconvened at 9:20 pm.

Owen Dugan, Precinct B, Chairman of the Board of Selectmen, offered the following motion which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Tuesday, April 1, 2008, at 7:30 p.m. in this same hall.

The motion was projected on the screen.

ARTICLE 4. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule A entitled "Job Classifications by Groups" which constitutes part of said Bylaws; or take any other action relative thereto.

Susan Hurwitz, Precinct B, Human Resources Board offered the following motion, which was

VOTED, unanimously, that the Classification Plan established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking Schedule A, "Job Classification by Groups" and inserting a new Schedule A as follows:

SCHEDULE A
JOB CLASSIFICATIONS BY GROUPS

GROUP 69

Executive Director of General Government Services

SEL

GROUP 66

Finance Director

DFS

GROUP 65

Director, DPW	DPW
GROUP 63	
Chief of Police	POL
Treasurer/Collector	TRS
GROUP 62	
Fire Chief	FIR
Human Resources Director	HR
Library Director	LIB
Programs Manager/Assistant Director	DPW
Superintendent, Park & Highway	DPW
Town Engineer	DPW
GROUP 61	
Asst. Director of General Government Services	DFS
Deputy Chief of Police	POL
NIS Director	NIS
Superintendent, RDF	DPW
Superintendent, Water & Sewer Division	DPW
GROUP 60	
Assistant Director of Facilities and Grounds	SEL
Chief Assessor	ASR
Deputy Fire Chief	FIR
Director of Public Health	HLTH
Director of Recreation	REC
GROUP 59	
Assistant Director for Library Services	LIB
Assistant Director for Technology	LIB
Assistant Superintendent, W&S Division	DPW
Assistant Town Engineer	DPW
Facilities Maintenance Administrator	SEL
Planning Director	PLAN
GROUP 58	
Assistant NIS Director	NIS
Assistant Superintendent, Highway Division	DPW
Assistant Superintendent - Park & Tree	DPW
Deputy Director	SEL
Inspector of Buildings	BLDG
Senior Civil Engineer	DPW
Senior Management Analyst	DPW
GROUP 57	

Assistant Director	REC
Assistant Director/Health	HLTH
Assistant Planning Director	PLAN
Deputy Assistant Director, General Govt. Services	SEL
Director of Natural Resources	NRC
GIS Manager	NIS
Network Manager/Webmaster	NIS
Technical Operations Manager	NIS
Youth Director	YC
GROUP 56	
Assistant Town Accountant	DFS
Civil Engineer	DPW
Director of Senior Services	COA
Finance and Budget Analyst	DFS
Landscape Planner	DPW
Management Analyst	DPW
Water/Sewer Systems Engineer	DPW
GROUP S55	
Fleet Maintenance Supervisor, Highway	DPW
GROUP 55	
Environmental Health Specialist	HLTH
GIS Administrator	NIS
Local Building Inspector	BLDG
Program Administrator	REC
Senior Engineer	DPW
Senior Human Resources Generalist	HR
GROUP S54	
Customer Services Supervisor	MLP
General Foreman, All Divisions	DPW
Overhead Line Foreman	MLP
Supervisor of Accounting	DPW
Supervisor, RDF	DPW
Underground Line Foreman	MLP
GROUP 54	
Assistant Treasurer/Collector	TRS
Director of Veterans' Services	VET
Horticulturist, Park & Tree Division	DPW
Human Resources Generalist	HR
Inspector of Wires	BLDG
Planner	PLAN
Plumbing & Gas Inspector	BLDG
Public Health Nurse Supervisor	HLTH

GROUP S53	
Coordinator, Light Plant	MLP
Signal Alarm Foreman, Light Plant	MLP
GROUP 53	
Analyst/Programmer	NIS
Environmental Education Coordinator	NRC
Health and Social Services Administrator	COA
Health Communication and Services Specialist	HLTH
Projects Administrator	PBC
Public Health Nurse	HLTH
GROUP 52	
Conservation Administrator	NRC
GIS Analyst	DPW
Parking Clerk	SEL
RDF Business Manager	DPW
GROUP 51	
Assistant Administrator	ASR
Assistant Town Clerk	TC
Executive Secretary, Director, DPW	DPW
Executive Secretary, Zoning Board of Appeals	ZBA
Microcomputer Coordinator	NIS
Sealer of Weights and Measures	SEL
GROUP S50	
Collections Representative	MLP
GROUP 50	
Animal Control Officer/Inspector of Animals	POL
GROUP 49	
Accountant B	DFS
Administrative Secretary	SEL
Assessor Technician	ASR
Elections & Registration Administrator	TC
Office Administrator	DPW
GROUP 48	
Administrative Assistant	HLTH
Head Maintenance Custodian, Town Hall	SEL
Office Administrator	LIB
Office Assistant, Building	BLDG
Personnel Administrative Assistant	HR

Senior Accounting Assistant	DPW
Senior Office Assistant	DPW
GROUP 47	
Accounting Assistant	POL
Administrative Assistant	FIR
Administrative Assistant	POL
Office Assistant, Electric	MLP
Office Assistant, Engineering	DPW
Office Assistant, Management	DPW
Office Assistant, Park and Highway	DPW
Office Assistant, RDF	DPW
Office Assistant, W&S	DPW
Secretary, DFS	DFS
Secretary, Recreation	REC
Senior Secretary, Selectmen	SEL
Voter Registration Clerk	TC
GROUP 47D	
Dispatcher	POL
GROUP 46	
Accounting Clerk, T&C	TRS
Office Assistant	SEL
Office Assistant/Records Clerk	POL
GROUP 45	
Secretary, Assessor's	ASR
Secretary, Director's Office	DPW
Secretary, NRC	NRC
Secretary/Technical Assistant	PLAN
GROUP 44	
Clerk	TC
Custodian	SEL/REC
Secretary, Building	BLDG
GROUP 43	
Seniors Activities Coordinator	COA
GROUP 42	
Office Clerk	HLTH
GROUP 41	
Night Watchman, Highway	DPW

GROUP 38	
Senior Customer Service Representative	MLP
GROUP 35	
Accounts Payable Clerk	DPW
Bookkeeping/Account Clerk	DPW
Clerk/Engineering	DPW
Customer Service Representative	DPW/MLP
GROUP 34	
Administrative Clerk	DPW
Communications Clerk/Receptionist	MLP
Credit/Collections Clerk	MLP
GROUP 33	
Administrative Records Clerk	DPW
Cashier/Records Assistant	MLP
Clerk	DPW
GROUP 31	
Clerk, General	DPW
GROUP 22	
Crew Leader	MLP
GROUP 21	
Electrician A	MLP
Lead Cablesplicer	MLP
Lead Lineman	MLP
GROUP 20	
Automotive Mechanic Foreman A, Highway	DPW
Cablesplicer, 1st class	MLP
Chief Substation Operator, Electric	MLP
Construction Craftsman, Highway	DPW
Construction Foreman/Electric	MLP
Engineer A	DPW
Foreman A - All Divisions	DPW
Foreman A - Athletic Fields	DPW
Foreman A – Tree Care	DPW
Horticultural Technician	DPW
Lineman, 1st class	MLP
Senior Welder, Highway	DPW
GROUP 19	
Meter & Sign Repair Person, Highway	DPW

Meter/Backflow Prevention Device Coordinator	DPW
GROUP 18	
Automotive Mechanic, Highway	DPW
Engineering Technician	MLP
Foreman B – All Divisions	DPW
Groundskeeping Foreman, Park	DPW
Highway Craftsman	DPW
Lead Baler	DPW
Lead Tree Climber/Park & Tree	DPW
Park Maintenance Craftsman	DPW
Primary Water Treatment Plant Operator	DPW
Welder, Highway	DPW
GROUP 17	
Apprentice Lineworker/Stockkeeper	MLP
Cablesplicer, 2 nd class	MLP
Crane Operator	DPW
Lineman, 2 nd class	MLP
Meter/Backflow Prevention Device Technician	DPW
Park Technical Services Craftsman	DPW
Power Shovel Operator, W&S	DPW
Stockkeeper, Automotive, Highway	DPW
Substation Operator, Electric	MLP
Tractor Trailer Operator	DPW
Tree Climber, Park & Tree	DPW
GROUP 16	
General Mechanic A, W&S	DPW
Groundskeeper, Park & Tree	DPW
Head Custodian	DPW
Heavy Equipment Operator, Highway	DPW
Secondary Water Treatment Plant Operator	DPW
Stockkeeper, Electric	MLP
Transfer Haul Equip. Operator, RDF	DPW
GROUP 15	
Industrial Equipment Operator, RDF	DPW
Stockkeeper, W&S	DPW
GROUP 14	
Building Maintenance Person, Highway	DPW
Cablesplicer Helper, Electric	MLP
Custodian	DPW
Groundman, Electric	MLP
Medium Equipment Operator, Highway, Park	DPW

Truck Driver A/Laborer, W&S	DPW
GROUP 13	
Permit Verifier/Trash Collector, RDF	DPW
GROUP 12	
Light Equipment Operator, Highway, Park	DPW
GROUP 11	
Laborer – All Divisions	DPW
GROUP L17	
Public Services Coordinator	LIB
GROUP L16	
Children’s Services Supervisor	LIB
Reference Services Supervisor	LIB
Technical Services Supervisor	LIB
GROUP L15	
Branch Libraries Supervisor	LIB
Interlibrary Loan Supervisor	LIB
GROUP L14	
Reference Librarian – Adult Services	LIB
Reference Librarian – Audio-Visual Services	LIB
Reference Librarian – Children’s Services	LIB
Reference Librarian – Periodical Services	LIB
Reference Librarian – Young Adults’ Services	LIB
GROUP L9	
Circulation Supervisor	LIB
Facilities Supervisor	LIB
GROUP L6	
Acquisition Assistant	LIB
Assistant Cataloguer	LIB
Assistant Circulation Supervisor	LIB
Bookkeeper	LIB
GROUP L4	
Technology Assistant	LIB
GROUP L3	
Library Assistant II	LIB
Library Assistant III	LIB

GROUP L2 Library Assistant I	LIB
GROUP L1 Helper	LIB
GROUP C4 Building Maintenance Person	LIB
GROUP P40 Lieutenant	POL
GROUP P30 Sergeant	POL
GROUP P20 Detective Prosecuting Officer Safety Officer	POL POL POL
GROUP P18 Police Officer – EMT	POL
GROUP P15 Police Officer – Special	POL
GROUP P10 Police Officer	POL
GROUP F40 Captain Captain, Special Services	FIR FIR
GROUP F30 Lieutenant	FIR
GROUP F19 Automotive Mechanic	FIR
GROUP F10 Firefighter	FIR

GENERAL GROUP: This group includes all part-time seasonal, casual, special and other jobs or positions not otherwise classified above, whose job titles shall be as shown on the personnel records of the Human Resources Board.

The rates of pay, as shown in the personnel records of the Human Resources Board, shall continue in effect until otherwise adjusted by the Human Resources Board or by amendment of the Plan.

ARTICLE 5. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule B entitled “Salary Plan – Pay Schedule” established under Section 31.6, which constitutes part of said Bylaws; to raise and appropriate, or otherwise provide, money therefor; or take any other action relative thereto.

MOTION 1

Susan Hurwitz, Precinct B, member of the Human Resources Board offered the first motion, which was

VOTED, by declared voice vote, that the Salary Plan as established at the 1950 Annual Town Meeting, as amended, be further amended effective July 1, 2008, as recommended by the Human Resources Board, by striking the existing pay schedule for the non-bargaining unit, non-management personnel (Job Groups 40-49) and inserting the new schedule to read as follows:

Rates effective as indicated as of July 1, 2008

Hourly rates – reflects 3% increase over FY 08

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
49	19.86	20.75	21.69	22.67	23.69	24.75
48	19.08	19.93	20.83	21.76	22.74	23.76
47	18.29	19.12	19.98	20.88	21.82	22.79
46	17.53	18.32	19.15	20.01	20.91	21.85
45	16.72	17.47	18.25	19.08	19.93	20.83
44	15.93	16.66	17.41	18.19	19.00	19.86
43	15.15	15.83	16.54	17.28	18.06	18.87
42	14.35	15.00	15.68	16.39	17.13	17.90
41	13.71	14.33	14.98	15.65	16.35	17.08

Fire Department

Weekly rates – reflects 3% increase across the board

(Mechanic - not in bargaining unit)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
F19	910.94	956.49	1,004.30	1,054.78	1,107.54	1,162.90

MOTION 2

Susan Hurwitz, Precinct B, member of the Human Resources Board offered **the second motion**, which was

VOTED, by declared voice vote, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2008, as recommended by the Human Resources Board, by striking the existing pay schedule for the Merit Pay Plan (Job Groups 50-69) and inserting the new schedule as follows:

SCHEDULE B
SALARY PLAN – PAY SCHEDULES

Salary rates effective as indicated as of July 1, 2008

Reflects 2.5% increase at midpoint over FY 08

Job Group	Minimum	Midpoint	Maximum
69	115,520	144,400	173,280
68	107,040	133,800	160,560
67	99,200	124,000	148,800
66	91,840	114,800	137,760
65	85,040	106,300	127,560
64	79,360	99,200	119,040
63	74,240	92,800	111,360
62	69,440	86,800	104,160
61	64,960	81,200	97,440
60	60,720	75,900	91,080
59	56,560	70,700	84,840
58	53,040	66,300	79,560
57	49,520	61,900	74,280
56	46,320	57,900	69,480
55	43,280	54,100	64,920
54	41,280	51,600	61,920
53	39,360	49,200	59,040
52	37,280	46,600	55,920
51	35,600	44,500	53,400
50	33,920	42,400	50,880

Network and Information Systems

Job Group	Minimum	Midpoint	Maximum
61	73,360	91,700	110,040
60	68,640	85,800	102,960

59	64,240	80,300	96,360
58	59,840	74,800	89,760
57	55,920	69,900	83,880
56	52,320	65,400	78,480
55	49,760	62,200	74,640
54	47,440	59,300	71,160
53	45,200	56,500	67,800
52	42,960	53,700	64,440
51	41,040	51,300	61,560

MOTION 3 Susan Hurwitz, Precinct B, member of the Human Resources Board offered the **third motion**, which was

VOTED, by declared voice vote, that the sum of \$150,000 be appropriated to the Human Resources Board for the purpose of granting salary increases to employees in Job Groups 50 and above in the classification plan.

The Moderator held this Article 5 open for possible subsequent motions later in the meeting.

ARTICLE 6. To see if the Town will vote to amend ARTICLES 30 and 31 of the Town Bylaws by making changes in the appendix to the Classification and Salary Plans established under Sections 31.1 and 31.6 respectively, and by making changes relative to the procedure for amending the Classification Plan; the proposed changes to said appendix and procedure (which are recognized to be subject to change before or at town meeting) being on file in the Human Resources Department; or take any other action relative thereto.

Susan Hurwitz, Precinct B, member of the Human Resources Board offered the following motion, which was

VOTED, unanimously, that the Appendix to the Town's Classification and Salary Plan established under Article 31.6 of the Town By-laws be amended by striking paragraph 1 of Section II – L, Personal Days in its entirety and substituting in its place the following:

1. Permanent employees regularly scheduled to work twenty (20) or more hours per week shall be granted two (2) regular workdays per fiscal year without loss of pay for the conduct of personal business. For part-time employees, the time off shall be pro-rated based on the ratio that their part-time employment bears to full-time employment. Such time off shall be granted at the discretion of the Department Head and according to the following schedule for new employees:

Hired Between:

July 1 and December 31 2 days

January 1 and March 31	1 day
April 1 and June 30	0 days

ARTICLE 7. To see what sums of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, or borrowing, to supplement appropriations previously approved by the 2007 Annual Town Meeting; or take any other action relative thereto.

MOTION 1 Michael Young, Precinct E, Chair of the School Committee, offered and spoke in support of the following motion, which was

VOTED, by declared voice vote, that the sum of \$530,318 be appropriated to the School Committee for education, said sum to be taken from free cash, as certified as of July 1, 2007, and added to the amount appropriated for education under Motion 1 of Article 8 of the Warrant for the 2007 Annual Town Meeting.

MOTION 2 Owen Dugan, Precinct B, Chairman of the Board of Selectmen, offered and spoke in support of the following second motion, which was

VOTED, unanimously, that the sum of \$400,000 be appropriated for snow and ice removal costs, said sum to be taken from free cash, as certified as of July 1, 2007, and added to the amount appropriated to the Board of Public Works – 456 Winter Maintenance under Motion 1 of Article 8 of the Warrant for the 2007 Annual Town Meeting.

MOTION 3 Owen Dugan, Precinct B, Chairman of the Board of Selectmen, offered and spoke in support of the following third motion, which was

VOTED, by declared voice vote, that the sum of \$100,000 be appropriated to the Board of Selectmen for the repaving of municipal parking lots; and to raise said sum, and also to fund the appropriation of \$150,000 voted to said Board under Article 26 of the Warrant for the 2007 Annual Town Meeting, for replacing the parking machines in said lots; the Town hereby authorizes the receipt by the Treasurer of \$250,000 to be paid to the Town pursuant to Section 1 of the Memorandum of Agreement between the Town, by and through the Board of Selectmen, and WB Wellesley Inn, LLC, dated February 12, 2007.

ARTICLE 8. To see what sums of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, or borrowing, for the following:

(a) for the operation of the several Town departments, including capital outlay, maturing debt and interest, and to provide for a Reserve Fund;

(b) for extraordinary maintenance, special capital projects and other capital outlay items for the several Town departments;

(c) for such purposes as may be voted contingent upon passage by the voters of referendum questions as authorized by the General Laws Chapter 59, Section 21c (m), as amended;

or take any other action relative thereto.

Owen Dugan, Precinct B, Chair of the Board of Selectmen, offered **MOTION 1**, the omnibus operating and cash capital budget. Mr. Dugan spoke in support of the General Government portion of the motion. William Charlton, Precinct B, Chair of the Board of Public Works spoke in support of the Public Works portion of the motion.

The Moderator invited Town Meeting Members to ask questions for clarification.

The Moderator noted the hour of 11:00 pm and suggested an adjournment. The motion carried unanimously. The Meeting adjourned to April 1, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 1, 2008
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from March 31, 2008 to April 1, 2008 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on March 31, 2008 was voted unanimously by the Town Meeting. That said adjournment was announced by the Moderator at the close of the meeting of March 31, 2008 and a notice was posted on the town website (www.wellesleyma.gov) and in the Town Hall at the office of the Town Clerk on April 1, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF ADJOURNED SESSION OF 2008 ANNUAL TOWN MEETING



April 1, 2008
Wellesley Middle School

April 2, 2008

An adjourned session of the Annual Town meeting from March 31, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:35 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 219 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Peter Cory, Dave Mooney, Steve Sykes, Ken Baer, Advisory Committee; Hans Larsen, Executive Director, Sheryl Strother, Finance Director, Terrance J. Connolly, Deputy Director, General Government, Tam Ly, Budget Project Manager; William Brooks, Deputy Police Chief; David A.T. Donohue, Board of Public Works, Chairman, Michael Pakstis, DPW Director, Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Kevin Rooney, Fire Chief, Richard A. DeLorie, Deputy Fire Chief; David Dinwoodey, Chair, Community Preservation Committee; Richard Joyce, Municipal Light Plant, Director, Debra Healy and Peter Bracken, MLP, Staff; Meghan Jop, Planning, Staff; Neal Seaborn, NRC, Janet Bowser, NRC, Director; Ann Mara Lanza, Library Trustee, Janice Coduri, Library, Director; Jan Kaseta, Recreation Department, Director, Carl Fleischer, Recreation Commissioner; Mike Connelly, WPS Assistant Business Manager, Carol Gregory, WPS, Asst. Superintendent, John Brown, WPS, Athletic Director; Mike Urban and Janet Neilson, Sprague Fields Task Force Bella Wong, Superintendent WPS, Ruth Q. Berdell, WPS Business Manager.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Nancy Calderwood, Christine Kehoe, David Livingston, Bob White, Kathy Schleyer, and Steve Mahoney.

The Moderator then returned to consideration of Article 8.

Marla Robinson, Precinct E, Chair of Library Trustees spoke in support of the Library portion of the motion. Michael Young, Precinct E, Chair of the School Committee spoke in support of the Schools portion of the motion.

Margaret Metzger, Precinct E, chair of the Advisory Committee, gave the recommendation of the Advisory Committee.

VOTED, by declared voice vote, that Article 8, Motion 1 is adopted in whole without amendment as moved on March 31 and printed below:

ARTICLE 8, MOTION 1

That the following sums of money be appropriated to the Town boards and officials and for the purposes as hereinafter set forth:

Funding Item	01	02	Total Ops
	Pers Srvs	Expenses	
GENERAL GOVERNMENT			
To the Board of Selectmen for General Government; \$1,649,278 for 01-Personal Services and \$1,205,684 for 02-Expenses. And it is recommended that the sums be allocated as follows:			
Board of Selectmen - Administration			
122 Executive Director's Office	663,385	40,225	703,610
199 Central Administrative Services	0	18,595	18,595
155 Network & Information Systems	414,978	201,223	616,201
145 Treasurer & Collector	231,459	125,550	357,009
197 Parking Fines Processing	42,734	60,200	102,934
152 Training & Development	0	1,500	1,500
195 Town Report	0	5,000	5,000
181 Human Relations Committee	0	200	200
Board of Selectmen - Human Services			
541 Council on Aging	144,106	63,475	207,581
183 Fair Housing Committee	0	400	400
543 Veterans' Services	51,558	7,110	58,668
542 Youth Commission	57,363	21,848	79,211
Board of Selectmen - Other Services			
180 Housing Development Corporation	0	3,500	3,500
182 MetroWest Planning	0	4,418	4,418
691 Historical Commission	0	525	525
690 Historical District Commission	0	250	250
693 Memorial Day	0	2,500	2,500
692 Celebrations Committee	0	4,700	4,700
176 Zoning Board of Appeals	43,695	8,465	52,160
Board of Selectmen - Shared Services			
151 Law	0	267,000	267,000
945 Risk Management	0	369,000	369,000
Subtotal - Board of Selectmen - General Government	1,649,278	1,205,684	2,854,962
Other General Government			
To the following Town boards and officials:			
192 Facilitles Maintenance and Grounds	2,283,226	582,695	2,865,921
161 Town Clerk/Election & Registration	238,301	52,570	290,871
141 Board of Assessors	226,731	85,700	312,431
175 Planning Board	206,433	36,650	243,083
135 Audit Committee	0	56,250	56,250
185 Permanent Building Committee	7,450	7,500	14,950
152 Human Resources Board	248,109	21,220	269,329
131 Advisory Committee	10,940	39,262	50,202
132 Advisory Committee - Reserve Fund	0	175,000	175,000
Subtotal - Other General Government	3,221,190	1,056,847	4,278,037
GENERAL GOVERNMENT TOTAL	4,870,468	2,262,531	7,132,999

Funding Item	01 Pers Srvs	02 Expenses	Total Ops
<u>PUBLIC SAFETY - BOARD OF SELECTMEN</u>			
To the Board of Selectmen for Public Safety, \$8,459,147 for 01-Personal Services and \$1,179,593 for 02-Expenses. And it is recommended that the sums be allocated as follows:			
210 Police Department	4,185,411	701,241	4,886,652
299 Special School Police	94,768	2,718	97,486
220 Fire Department	3,808,488	323,879	4,132,367
241 Building Department	355,739	25,655	381,394
122 Emergency Medical Services	0	122,600	122,600
244 Sealer of Weights & Measures	14,741	3,500	18,241
PUBLIC SAFETY TOTAL - BOARD OF SELECTMEN	8,459,147	1,179,593	9,638,740
<u>PUBLIC WORKS</u>			
To the Board of Public Works, \$3,336,585 for 01-Personal Services and \$2,699,457 for 02-Expenses. And it is recommended that the sums be allocated as follows:			
410 Engineering	451,365	77,088	528,453
420 Highway	868,460	435,100	1,303,560
454 Fleet Maintenance	101,689	55,100	156,789
430 Park	867,873	265,670	1,133,543
440 Recycling & Disposal	747,571	1,279,825	2,027,396
450 Management	299,627	45,575	345,202
458 Street Lighting	0	196,500	196,500
456 Winter Maintenance	0	344,599	344,599
PUBLIC WORKS TOTAL	3,336,585	2,699,457	6,036,042
Provided that the cash on hand in the RDF Baler and Compactors Major Repairs and Replacement Fund on June 30, 2008 be appropriated to the Board of Public Works for major repairs and replacement of the baler and the trash compactors and their attachments at the Recycling and Disposal Facility (major repair being defined as repairs or scheduled maintenance costing more than \$5,000); and that expenditures from this fund may be made by the Board of Public Works for major repairs, but expenditures for equipment replacement shall be subject to Town Meeting Appropriation.			
<u>WELLESLEY FREE LIBRARY</u>			
To the Trustees of the Wellesley Free Library:			
610 Library Trustees	1,432,523	554,236	1,986,759
620 Regional Services (Non-Tax Impact)	141,255	71,534	212,789
LIBRARY TOTAL	1,573,778	625,770	2,199,548
<u>RECREATION</u>			
To the Recreation Commission:			
630 Recreation Commission	251,492	61,166	312,658
RECREATION TOTAL	251,492	61,166	312,658
<u>HEALTH</u>			
To the Board of Health:			
510 Board of Health	311,888	89,403	401,291
523 Mental Health Services	0	208,316	208,316
HEALTH TOTAL	311,888	297,719	609,607

Funding Item	01 Pers Svcs	02 Expenses	Total Ops
<u>NATURAL RESOURCES</u>			
To the Natural Resources Commission:			
171 Natural Resources Commission	167,288	20,140	187,428
171 Moses Pond Project - Interdepartmental (NRC, BPW, Rec)	0	160,370	160,370
NATURAL RESOURCES TOTAL	167,288	180,510	347,798
<u>MLP - TAX IMPACT</u>			
To the Municipal Light Board:			
492 Fire & Traffic Signal Systems	67,957	26,834	94,791
MLP - TAX IMPACT TOTAL	67,957	26,834	94,791
NON-SCHOOL TOTAL	19,038,603	7,333,580	26,372,183
<u>WELLESLEY PUBLIC SCHOOLS</u>			
To the School Committee, \$51,683,013 in the aggregate for 01-Personal Services and 02-Expenses. And it is recommended that the sum be allocated as follows:			
320 Instruction	38,269,764	1,490,978	39,760,742
330 Administration	833,191	177,750	1,010,941
340 Operations	520,765	2,119,008	2,639,773
350 Community Service	0	0	0
360 Special Tuition/Transportation/Inclusion	3,395,844	4,875,713	8,271,557
SCHOOL TOTAL	43,019,564	8,663,449	51,683,013
<u>EMPLOYEE BENEFITS</u>			
To the following Town boards and officials for the purposes indicated:			
914 Board of Selectmen - Group Insurance	0	13,595,000	13,595,000
919 Board of Selectmen - Other Post Employment Benefits Liability Fund	0	3,000,000	3,000,000
912 Board of Selectmen - Workers' Compensation	0	714,382	714,382
913 Board of Selectmen - Unemployment Compensation	0	100,000	100,000
950 Board of Selectmen - Compensated Absences	0	90,000	90,000
911 Contributory Retirement Board - Non-Contributory Pensions	0	38,700	38,700
EMPLOYEE BENEFITS TOTAL	0	17,538,082	17,538,082
And further, that the balance on hand in the Workers' Compensation fund on June 30, 2008 and any interest earnings of the program, are appropriated for expenses related to the Workers' Compensation Program of the Town for Fiscal Year 2009.			
ALL PERSONAL SERVICES & EXPENSES	62,058,167	33,535,111	95,593,278

Funding Item		01 Pers Srvs	02 Expenses	Total Ops
<u>CAPITAL & DEBT</u>				
To the following Town boards and officials for the purposes indicated:				
<i>Departmental Cash Capital</i>				
400	Board of Public Works - Capital	0	1,303,500	1,303,500
300	School Committee - Capital	0	619,507	619,507
122	Board of Selectmen - Capital	0	182,268	182,268
193	Facilities Maintenance	0	522,708	522,708
610	Library Trustees - Capital	0	36,300	36,300
171	Natural Resources Commission - Capital	0	35,000	35,000
175	Planning Board - Capital	0	25,000	25,000
161	Town Clerk - Capital	0	52,000	52,000
172	Morses Pond - Capital	0	50,000	50,000
Subtotal - Cash Capital		0	2,826,283	2,826,283
To the Town Treasurer and Collector for:				
700	Current Inside Levy Debt Service - Issued	0	3,455,819	3,455,819
700	Current Outside Levy Debt Service - Issued	0	3,851,713	3,851,713
700	New Debt Service - Inside Levy	0	664,000	664,000
700	New Debt Service - Outside Levy	0	1,204,150	1,204,150
Subtotal - Maturing Debt & Interest		0	9,175,682	9,175,682
Of which \$127,807 shall be taken from the Parking Meter Receipts Account.				
CAPITAL & DEBT TOTAL		0	12,001,965	12,001,965
<u>RECEIPTS RESERVED FOR APPROPRIATION</u>				
To the Board of Selectmen, to be taken from the Parking Meter Receipts Account:				
293	Traffic & Parking Operations	159,691	290,200	449,891
293	Traffic & Parking Maintenance Capital	0	56,500	56,500
RECEIPTS RESERVED TOTAL		159,691	346,700	506,391
TOTAL APPROPRIATIONS - ARTICLE 8, MOTION 1				108,101,634

And to help meet said appropriations, transfer the sum of \$155,343 from the Police detail account and \$268,925 from Free Cash.

At 9:00 pm the Moderator declared a brief recess. At 9:25 the meeting resumed.

Owen Dugan, Precinct B, Board of Selectmen, offered the following motion

VOTED, unanimously by voice vote, that when this meeting adjourns, it does so until April 7, 2008 at 7:30 p.m. in this same hall.

The motion was projected on the screen.

ARTICLE 8, Motion 2. Owen Dugan, Precinct B, Chair of the Board of Selectmen, offered the following motion which was,

VOTED, Unanimously, 2/3 required, that the sum of \$475,000 (Four hundred seventy five thousand dollars) be appropriated for the purchase of a rescue style pumper fire truck and related equipment; that to raise said sum, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$475,000 under Chapter 44 of the General Laws or any other enabling authority; and that the Board of Fire Engineers is authorized to take all action necessary to carry out this vote.

ARTICLE 11. To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, to the Municipal Light Board for the Municipal Light Plant; or take any other action relative thereto.

Thomas Peisch, Precinct D, Chair of the Municipal Light Board, offered the following motion which was

VOTED, unanimously, that the Municipal Light Plant be authorized to expend the following sums:

Operating Budget*

Operating Salaries	\$1,086,532
Materials and Services	656,753
Health Insurance	284,718
FICA - Medicare	12,348
Purchase Power	24,258,300
Transmission	<u>1,876,000</u>
Sub Total	\$28,174,651

Capital Outlays

Salaries	1,059,867
Services/Materials	1,144,224
Vehicles	174,267
Insurance	371,816
FICA - Medicare	<u>12,045</u>

Sub Total **2,762,219**

Payments That Benefit The Town**

Payment in Lieu of Taxes	1,000,000
Holiday Lights, Banners and Civic Events	40,000
Fiber Optic Network for Town	<u>56,000</u>
Total Benefits to Town	1,096,000

Emergency Contingencies	<u>750,000</u>
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Total fiscal year 2009 Budget Request	<u>\$32,782,870</u>
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Said sum to be raised by MLP revenues and retained earnings.

- * Excludes depreciation expense in the amount of \$2,268,846.
- ** Town benefits do not include electric rate subsidization for:
Municipal Buildings (\$154,583); Streetlights (\$285,028) and
Network and Information Support fees (\$122,323).

ARTICLE 12. To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, to the Board of Public Works for the Water Program; or take any other action relative thereto.

Michael Humphrys, Precinct A, Board of Public Works offered the following motion. David A.T. Donohue, Chairman of the Board of Public Works spoke in support of the motion which was

VOTED, unanimously, That the sum of \$7,031,883 be appropriated to the Water Enterprise Fund, to be expended as follows:

Salaries	\$1,473,810
Expenses (incl. interest, deprec., and all non-op exp)	2,709,559
OPEB	58,225
Depreciation	815,000
Capital Outlay	915,640
Debt	722,890
Emergency Reserve	<u>336,759</u>
Total Authorized Use of Funds	\$7,031,883

And that \$7,031,883 be raised as follows:

Department Receipts	\$5,269,155
Depreciation	815,000
Retained Earnings	<u>947,728</u>
Total Sources of Funds	\$7,031,883

ARTICLE 13. To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, to the Board of Public Works for the Sewer Program; or take any other action relative thereto.

Michael Humphrys, Precinct A, Board of Public Works offered the following motion. David A.T. Donohue, Chairman of the Board of Public Works spoke in support of the motion which was

VOTED, unanimously, that the sum of \$8,008,867 be appropriated for the Sewer Enterprise Fund, to be expended as follows:

Salaries	\$ 652,594
Expenses (incl. interest, deprec., and all non-op exp)	5,604,642
OPEB	24,953
Depreciation	315,000
Capital Outlay	497,640
Debt	337,996
Emergency Reserve	<u>576,042</u>
Total Authorized Use of Funds	\$8,008,867

And that \$8,008,867 be raised as follows:

Department Receipts	\$6,966,457
Depreciation	315,000
Retained Earnings	<u>727,410</u>
Total Sources of Funds	\$8,008,867

ARTICLE 20. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the School Committee (a) for the preservation, construction, reconstruction and/or rehabilitation of Sprague Field, (b) for appurtenant structures and site enhancements, and (c) for professional or other services in connection therewith; to determine whether such sums shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

Jack Morgan, Precinct E, offered motion 2 under Article 20 David Dinwoodey, Chair, Community Preservation Committee offered the CPC overview of its program for this year. The motion was withdrawn from further consideration at this time.

Greg Mills, Precinct D, Board of Selectmen, offered the motions under Article 20. Christopher Guiffre, School Committee and Chair of the Sprague Fields Task Force (SFTF) spoke in support of the Master Plan. Richard Morse, member of SFTF, spoke in support of the health and safety aspects of TPE infill for synthetic turf fields; Mr. Mills spoke in support of the funding plan for the proposed Master Plan. Mr. Dinwoodey spoke in support of the CPC funding decision as to the preservation of the remediation area as being a appropriate project for CPC funding.

MOTION 1 was VOTED, by declared voice vote, 2/3 required, that the sum of \$700,000 (seven hundred thousand dollars) be appropriated to the Board of Public Works for the preservation, construction, reconstruction and/or rehabilitation of Sprague Field; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$700,000 under Chapter 44 of the General Laws or any other enabling authority; and that the Board of Public Works is authorized to take all action necessary to carry out this vote.

MOTION 2 was VOTED, by declared voice vote, that the sum of \$1,500,000 be appropriated to the Board of Public Works for the purpose of funding a portion of the costs of a capital project to preserve two athletic fields immediately adjacent to the Sprague Elementary School in the area identified by the Massachusetts Department of Environmental Protection as requiring environmental remediation through the undertaking of remediation actions and the installation of two replacement fields, one with a natural grass surface and one with a synthetic turf surface using high quality TPE infill, all as part of the undertaking of the “Sprague Master Plan” referred to and described in an application and supplemental information submitted to the Community Preservation Committee (“CPC”) by the School Committee and the Sprague Field Task Force, said appropriation, having been recommended by the CPC for fiscal year 2009 recreation purposes, to be funded entirely from unreserved balances on hand in the Community Preservation Fund; provided, however, that said appropriation shall be expended only upon satisfaction of the condition that the Town shall have received at least \$700,000 from gifts raised for the purpose of funding a portion of the Sprague Master Plan.

MOTION 3, was VOTED, by declared voice vote, that the sum of \$2,000,000 be appropriated for the preservation, construction, reconstruction and/or rehabilitation of Sprague Field; said sum to be raised and expended dollar for dollar as gifts are received for this purpose; said appropriation to be expended in the following order as funds become available;

- For all components the Sprague Field Master Plan (dated March 24, 2008), excluding the Field House.
- For the Field House component of the Sprague Field Master Plan.

And that the Board of Public Works is authorized to take all action necessary to carry out this vote, provided, no contract(s) shall be executed by the Town for said purpose without the Finance Director’s certification that the funds required are available and on hand.

The Moderator noted the hour of 11:15 pm and suggested an adjournment.

The motion carried unanimously. The Meeting adjourned to April 7, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 2, 2008
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 1, 2008 to April 7, 2008 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on April 1, 2008 was voted unanimously by the Town Meeting. That said adjournment was announced by the Moderator at the close of the meeting of April 1, 2008 and a notice was posted on the town website (www.wellesleyma.gov) and in the Town Hall at the office of the Town Clerk on April 2, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 7, 2008
Wellesley Middle School

April 8, 2008

An adjourned session of the Annual Town meeting from April 1, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:35 p.m. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 217 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Peter Cory, Steve Hansen, Dave Mooney, Steve Sykes, and Ken Baer, Advisory Committee; Terrance J. Connolly, Deputy Director, General Government; David A.T. Donohue, Board of Public Works, Chairman; David Dinwoodey, Community Preservation Committee; Judith Curby, DPW Assistant Director, Michael Pakstis, DPW Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Hans Larsen, Executive Director; Sheryl Strother, Finance Director; Linda Buffum, Chair, Historical Commission, Dwight Lueth, Robert McConnell, Lawrence McNally, Vicki Schaffler, and Joel Slocum, Historical Commission; Susan Adler, Human Resources, Director; Janet Bowser, NRC, Director; Richard H. Brown, Planning Board, Director.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by assisted by Pam Kubbins, Christine Kehoe, David Livingston, Bob White, Kathy Schleyer, Steve Mahoney.

ARTICLE 9. To see what action the Town will take to fix the salary and compensation of all elected officials of the Town as provided by the General Laws Chapter 41, Section 108 as amended; or take any other action relative thereto.

Harriet Warshaw, Precinct C, Board of Selectmen, offered the following motion, which was

VOTED, Unanimously, that the annual (52 week) salary of the Town Clerk be fixed at the amount of \$73,303 effective July 1, 2008.

ARTICLE 10. To see what sum of money the Town will raise and appropriate, or otherwise provide, for the Stabilization Fund pursuant to the provisions of Section 5B of Chapter 40 of the General Laws, as amended; or take any other action relative thereto.

Barbara Searle, Precinct A, Board of Selectmen, offered the following motion which was

VOTED, unanimously, that the sum of \$1,000,000 be appropriated to the Stabilization Fund, said sum to be taken from free cash, as certified as of July 1, 2007.

ARTICLE 14. To see if the Town will vote pursuant to Sections 53E1/2 and 53D of Chapter 44 of the General Laws, as amended, to authorize/reauthorize the establishment of one or more revolving fund(s) for the purpose of funding the activities of certain departments of the Town; or take any other action relative thereto.

Barbara Searle, Precinct A, Board of Selectmen, offered the following motion which was

VOTED, unanimously, That the Town vote to renew and/or establish revolving funds, pursuant to Section 53E ½ of Chapter 44 of the General Laws, as amended, for the following purposes:

Street Opening Maintenance, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$ 150,000;

DPW Field Use, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$200,000;

Council on Aging Bus Fund, said funds to be expended under the direction of the Council on Aging Department, annual expenditures not to exceed \$99,000;

Council on Aging Social and Cultural Programs, said funds to be expended under the direction of the Council on Aging Department, annual expenditures not to exceed \$45,000;

Building Department Document Fees, said funds to be expended under the direction of the Building Department, annual expenditures not to exceed \$50,000;

Teen Center Program Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$35,000;

Recreation Summertime Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$30,000;

Recreation Scholarship Revenues, said funds to be expended under the direction of the Recreation Department, annual expenditures not to exceed \$35,000;

Wetlands Filing Fees, said funds to be expended under the direction of the Natural Resources Department, annual expenditures not to exceed \$20,000.

Brookside Gardens, said funds to be expended under the direction of the Natural Resources Department, annual expenditures not to exceed \$5,000.

ARTICLE 26. To see if the Town will adopt a town-wide Naming Rights Policy governing the authority in the several town boards, committees, commissions, to “name” town assets, including without limitation whether any such naming shall be subject to town meeting approval in any particular future case; copies of the current version of a proposed Naming Rights Policy being on file in the Office of the Board of Selectmen (said version being recognized as subject to change before or at town meeting); to amend the Town Bylaws Article 5. Policies and Procedures, to include said Naming Rights Policy as adopted; or take any other action relative thereto.

Katherine L. Babson, Precinct E, Board of Selectmen offered the following motion. Marla Robinson, Precinct E, member of the Advisory Committee on the Naming of Public Assets spoke in support of the motion, which was

VOTED, unanimously, that the Town Bylaws, Article 5. Policies and Procedures, be amended by inserting a new Section 5.5. Naming of Public Assets., to be inserted following Section 5.4. Books of Policies and Procedures., to read as follows:

5.5. Naming of Public Assets. It is the policy of the Town of Wellesley to reserve the naming or renaming of public assets for circumstances that will best serve the interests of the town and ensure a worthy and enduring legacy for the town’s physical spaces.

- a. No Town assets shall be named or renamed except in accordance with this bylaw.
- b. Assets that are considered to be major physical assets of the Town of Wellesley, such as buildings, recreational facilities, parks, water bodies, and conservation land shall be named only after the board with jurisdiction over the asset shall approve a name; and Town Meeting, by majority vote, shall concur in such naming.
- c. All other Town assets that are portions of a larger whole, such as: interior spaces of buildings; features within parks, conservation land, and recreational areas; driveways or parking lots; or furniture or other small fixtures of any description

shall be named by the Board having jurisdiction over the asset pursuant to a policy adopted under section (g) herein.

- d. The naming of town assets shall be considered with the following categories in mind:
 - i. Historic Events, People, and Places. The Town may preserve and honor the history of the Town, State, or Country; prominent historical figures; and local landmarks, neighborhoods, or prominent geographical locations.
 - ii. Outstanding Individuals. The Town may acknowledge individuals who have contributed in a significant way to the public life and well-being of the Town.
 - iii. Major Gifts. The Town may acknowledge certain major gifts (as defined in each Board's policy) to the Town by individuals, organizations or corporations by naming a public asset in connection with such a gift.
- e. The board with jurisdiction over an asset to be named shall consider whether a naming agreement, or other documentation, is appropriate in each situation.
- f. In situations where no naming agreement or documentation exists, names shall not be changed without consideration of the historical significance of the name, impact on the individual or organization previously named and the costs associated with such renaming.
- g. No board shall name any public asset unless the board shall have adopted a naming policy. All policies on the naming of public assets shall be consistent with the intent of this bylaw. Any such policy or amendment thereto shall be adopted only after at least one public hearing. All such policies shall be on file with the Town Clerk and posted on the town website.

ARTICLE 15. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Selectmen for implementing a redesign of the Linden Street/Weston Road intersection, including a pedestrian activated traffic signal at said location; and for any equipment or services in connection therewith; to determine whether such sums shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

Greg Mills, Precinct D, Board of Selectmen, offered the following motion which was:

VOTED, by declared voice vote, 2/3 required, that the sum of \$90,000 (ninety thousand dollars) be appropriated to the Board of Selectmen for the implementation of the redesign of the Linden Street/Weston Road intersection as shown on a plan titled "Pedestrian Signal System Linden St. at Weston Rd. Wellesley, MA"; and

That to raise said sum, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$90,000 (ninety thousand dollars) under Chapter 44 of the General

Laws or any other enabling authority; and that the Board of Selectmen is authorized to take all action necessary to carry out this vote.

ARTICLE 5, MOTION 4. The moderator announced a fourth motion under Article 5.

Susan Hurwitz, Precinct B, Human Resources Commissioner, offered the following motion. Hans Larsen, Executive Director explained the details of the negotiated contract. The motion was

VOTED, by declared voice vote, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking the existing Pay Schedules for the DPW Production Unit, AFSCME Local 335, and inserting the new Pay Schedules as follows:

DPW PRODUCTION UNIT, AFSCME LOCAL 335

FY 08 (effective July 1, 2007 - 4.0%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
20	19.14	20.29	21.39	22.51	23.64	24.80
19	18.28	19.35	20.45	21.48	22.56	23.69
18	17.56	18.54	19.59	20.66	21.68	22.78
17	16.68	17.65	18.61	19.64	20.62	21.65
16	15.85	16.82	17.72	18.68	19.59	20.57
15	15.14	16.06	16.91	17.78	18.69	19.64
14	14.29	15.17	16.05	16.88	17.71	18.61
13	13.72	14.52	15.28	16.12	16.93	17.77
12	13.19	13.99	14.75	15.54	16.29	17.12
11	12.79	13.56	14.27	15.03	15.79	16.57

FY 09 (effective July 1, 2008 - 4.0%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
20	19.91	21.10	22.25	23.41	24.59	25.79
19	19.01	20.12	21.27	22.34	23.46	24.64
18	18.26	19.28	20.37	21.49	22.55	23.69
17	17.35	18.36	19.35	20.43	21.44	22.52
16	16.48	17.49	18.43	19.43	20.37	21.39
15	15.75	16.70	17.59	18.49	19.44	20.43
14	14.86	15.78	16.69	17.56	18.42	19.35
13	14.27	15.10	15.89	16.76	17.61	18.48
12	13.72	14.55	15.34	16.16	16.94	17.80
11	13.30	14.10	14.84	15.63	16.42	17.23

FY 10 (effective July 1, 2009 - 3.5%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
20	20.61	21.84	23.03	24.23	25.45	26.69
19	19.68	20.82	22.01	23.12	24.28	25.50
18	18.90	19.95	21.08	22.24	23.34	24.52
17	17.96	19.00	20.03	21.15	22.19	23.31
16	17.06	18.10	19.08	20.11	21.08	22.14
15	16.30	17.28	18.21	19.14	20.12	21.15
14	15.38	16.33	17.27	18.17	19.06	20.03
13	14.77	15.63	16.45	17.35	18.23	19.13
12	14.20	15.06	15.88	16.73	17.53	18.42
11	13.77	14.59	15.36	16.18	16.99	17.83

FY 11 (effective July 1, 2010 - 3.0%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
20	21.23	22.50	23.72	24.96	26.21	27.49
19	20.27	21.44	22.67	23.81	25.01	26.27
18	19.47	20.55	21.71	22.91	24.04	25.26
17	18.50	19.57	20.63	21.78	22.86	24.01
16	17.57	18.64	19.65	20.71	21.71	22.80
15	16.79	17.80	18.76	19.71	20.72	21.78
14	15.84	16.82	17.79	18.72	19.63	20.63
13	15.21	16.10	16.94	17.87	18.78	19.70
12	14.63	15.51	16.36	17.23	18.06	18.97
11	14.18	15.03	15.82	16.67	17.50	18.36

and further,

that the sum of \$131,200 be appropriated and added to the amounts appropriated under Motion 1 of Article 8 of the Warrant for the 2007 Annual Town Meeting to the Board of Public Works; said sum to be raised by a transfer from Free Cash, as certified as of June 30, 2007, and allocated as follows:

Public Works

410-01 Engineering Personal Services	\$ 6,715
420-01 Highway Personal Services	43,704
430-01 Park Personal Services	32,418
440-01 Recycling and Disposal Personal Services	26,302
450-01 Management Personal Services	4,225

454-01 Fleet Maintenance Personal Services	16,365
456-01 Winter Maintenance Personal Services	1,471

and further,

that the sum of \$120,069 be appropriated and added to the amounts appropriated under Motion 1 of Article 8 of the Warrant for the 2008 Annual Town Meeting to the Board of Public Works; said sum to be raised by a transfer from Free Cash, as certified as of June 30, 2007, and allocated as follows:

Public Works

410-01 Engineering Personal Services	\$ 6,611
420-01 Highway Personal Services	39,119
430-01 Park Personal Services	28,258
440-01 Recycling and Disposal Personal Services	23,427
450-01 Management Personal Services	3,345
454-01 Fleet Maintenance Personal Services	15,205
456-01 Winter Maintenance Personal Services	4,104

The Moderator declared a short recess at 9:10 pm. The meeting reconvened at 9:30 pm.

Owen Dugan, Precinct B, Chair Board of Selectmen, offered the following motion which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Tuesday, April 8, 2008, at 7:30 p.m. in this same hall.

The exact wording of the motion appeared on the screen during the break.

The moderator declared that Article 5 is now closed.

ARTICLE 21. To see if the Town will vote to acquire by gift, purchase, or otherwise, the Wellesley Country Club clubhouse building, including without limitation a portion, or all, of said building and/or its contents; to provide a new site for the building either on existing town-owned land or to acquire an entirely new site either by gift, purchase, eminent domain or otherwise, and to relocate the gifted portion of the building to the new site; to appropriate a sum of money for such purposes, including without limitation the careful dismantling, storage and reconstruction of the gifted portion of the building; to select a town board or committee to have jurisdiction over any new site chosen and vote to transfer jurisdiction thereof to the board or committee selected; or take any other action relative thereto.

Jack Morgan, Precinct E, Community Preservation Committee offered the following motion. Linda Buffum, Chair of the Historical Commission introduced Deborah Bates of the Historical Commission who spoke to the Historic Preservation aspects of the project. Greg Mills, Board of Selectmen, spoke to the details of the agreement with Wellesley Country Club and David Dinwoodey, Chair CPC, spoke to the participation of the CPC in funding the project. The motion was

VOTED, by declared voice vote, that the sum of \$296,000 be appropriated to the Board of Public Works and be immediately available for the disassembly, inventory and storage of components of the historic original Town Hall structure contained in the Wellesley Country Club's existing main clubhouse at 294 Wellesley Avenue which is otherwise scheduled for demolition, for the purpose of preserving historically significant aspects of such structure for later re-assembly, re-use and/or display for another purpose or purposes consistent with the structure's historic character as determined and approved by a future Town Meeting, said appropriation, having been recommended by the Community Preservation Committee, to be funded entirely from balances on hand in the Community Preservation Fund Historic Resources Reserve; provided, however, that any expenditure of funds from the foregoing appropriation (other than expenditures for preparation of bidding documents, retaining of preservationist, architectural or other professional services and other preliminary costs in advance of disassembly) shall be subject to the prior satisfaction of the following conditions:

(1) The execution of a written agreement, satisfactory to the Board of Selectmen, between the Town and the Wellesley Country Club setting forth the parties' understandings regarding the donation of the historic Town Hall structure by the Club to the Town, the coordination of the Town's disassembly work with the Club's own demolition/relocation work, the respective obligations of the parties with respect to such activities, and similar matters; and

(2) The completion of an implementation plan (the "Work Plan") for disassembly and storage of the historic Town Hall structure which identifies the various building components to be saved, establishes procedures and a timetable for carrying out the disassembly and storage, designates responsibilities among Town officers and contractors for various aspects of the work, and addresses similar matters. The Work Plan shall be prepared jointly by representatives of the Board of Selectmen, Historical Commission, Community Preservation Committee and Board of Public Works (the "Responsible Boards") with the assistance of other persons selected by them, and shall be subject to the approval of each of the Responsible Boards.

Greg Mills, Precinct D, Board of Selectmen, offered the second motion under Article 21, which was,

VOTED, by declared voice vote, that the sum of \$100,000 is hereby appropriated to the Board of Public Works for the disassembly, inventory and storage of components of the historic original Town Hall structure contained in the Wellesley Country Club's existing main clubhouse, as such project is described under Motion 1 of this Article 21;

said sum to be expended, dollar for dollar, as gifts are received for this purpose in order to assist in defraying the costs of the project and reduce, to the extent possible, the Community Preservation funds expended or to be expended pursuant to the separate appropriation adopted under said Motion 1.

And that the Board of Public Works is authorized to take all action necessary to carry out this vote, provided, no contract(s) shall be executed by the Town for said purpose without the CFO's certification that the funds required are available and on hand.

The Moderator suggested an adjournment. The meeting adjourned at 11:05 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 8, 2008
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 7, 2008 to April 8, 2008 at 7:30 p.m. at the Wellesley Middle School voted after the break of the meeting of April 7, 2008 and was announced by the Moderator and posted on the screen in the Hall at the commencement of the meeting on April 7, 2008. The notice was also posted in Town Hall at the office of the Town Clerk on April 8, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 8, 2008
Wellesley Middle School

April 9, 2008

An adjourned session of the Annual Town meeting from April 7, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:35 p.m. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 218 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure. Each Town Meeting Member was issued a sticker to identify eligible voters.

The following were seated within this area by permission of the Moderator, but did not vote: Peter Cory, Steve Hansen, Dave Mooney, Steve Sykes, and Ken Baer, Advisory Committee; Terrance J. Connolly, Deputy Director, General Government; David A.T. Donohue, Board of Public Works, Chairman; Hans Larsen, Executive Director; Sheryl Strother, Finance Director, Tam Ly, Budget Project Manager; Linda Buffum, Chair, Historical Commission; Bella Wong, Superintendent WPS, Ruth Q. Berdell, WPS Business Manager, Michael Connolly, Asst. Business Manager, Carol Gregory, Asst Superintendent, Andrew Keough, Principal WHS; Michael Eby, and Steve Gagosian PBC; Sidney Farnsworth, SBC Guest; Roger Gurney PBC guest; Alex Pitkin SMMA; Keith Jacobsen, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Christine Kehoe, Pam Kubbins, David Livingston, Bob White, Kathy Schleyer, and Steve Mahoney.

ARTICLE 17. To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for a new High School building or for the reconstruction, remodeling, and/or addition to the existing High School, to accommodate the classroom

and/or administrative needs of the School Department and/or other educational needs of the Town; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, through borrowing or otherwise; and to authorize the Selectmen to petition the Commonwealth of Massachusetts for a construction or other grant in connection thereto, if available, under the provisions of Chapter 70B of the General Laws as amended by Chapter 208 of the Acts of 2004 and regulations promulgated thereunder, or other authority; or take any other action relative thereto.

Katherine L. Babson, Jr., Precinct E, Chair of School Building Committee, offered the following motion under this article.

That the Town of Wellesley appropriates the sum of \$2,685,000 for architectural, engineering and/or other services for completing the feasibility study and related documentation for the Wellesley High School, located at 50 Rice Street, said sum to be appropriated to and expended under the direction of the Permanent Building Committee; that to meet said appropriation the sum of \$95,000 be transferred from the amount voted under Motion 1 of Article 25 of the Warrant for the 2007 Annual Town Meeting, and the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow the sum of \$2,590,000 under M.G.L. Chapter 44, or any other enabling authority; said authority to become effective immediately upon the dissolution of this town meeting; the Town of Wellesley hereby acknowledges that the Massachusetts School Building Authority's (MSBA) grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town of Wellesley incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town of Wellesley; provided, that the amount of borrowing authorized pursuant to this motion shall be reduced by any amounts received or expected to be received from the MSBA.

Ms. Babson introduced the motion and spoke in support of the project. She introduces the following members of her committee who spoke in support of the motion: Steve Gagosian, Building Conditions; Michael Young, enrollment projections; Bella Wong, Educational Program.

The Moderator declared a short recess at 9:05 pm. The meeting reconvened at 9:25 pm.

Owen Dugan, Precinct B, Chair Board of Selectmen, offered the following motion which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Monday, April 14, 2008, at 7:30 p.m. in this same hall.

The exact wording of the motion appeared on the screen during the break.

The SBC presentation of the project continued with Cynthia Westerman, two building schemes; Students Michael Kehoe, Meredith Goldberg and Amy Block offering the student perspective; Thomas Goemaat, cost estimates and cost drivers; Hans Larsen, financing plan and tax impact.

The Meeting adjourned at 10:40 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 9, 2008
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 8, 2008 to April 14, 2008 at 7:30 p.m. at the Wellesley Middle School voted after the break of the meeting of April 8, 2008 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on April 8, 2008. The notice was also posted in Town Hall at the office of the Town Clerk on April 9, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 14, 2008
Wellesley Middle School

April 15, 2008

An adjourned session of the Annual Town meeting from April 8, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:45 p.m. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 223 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure. Each Town Meeting Member was issued a sticker to identify eligible voters.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Ken Baer, Steve Hansen, Dave Mooney, and Peter Cory, and Steve Sykes Advisory Committee; Michael Eby, Chair PBC, Kathy Mullaney, PBC Staff; Steve Gagosian, Roger Gurney, Matt King, PBC; Sheryl Strother, Finance Director, Bella Wong, Wellesley Public Schools (WPS) Superintendent, Carol Gregory, WPS Asst Superintendent, Ruth Q. Berdell, WPS Business Manager, Michael Connolly, Asst Bus Mgr WPS, Andrew Keough, Principal WHS, Diane Hemond, Dave Brown, Elisa Morris, Tom Carter, WHS Staff; Alex Pitkin and John Traficante, SMMA; Linda Buffum, Chair Historical Commission, Joel Slocum Historical Commission.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by assisted by Pam Kubbins, Polly Smith, David Livingston, Bob White, Kathy Schleyer, Steve Mahoney.

The Moderator announced that Article 17, Motion 1 is still properly before the meeting and the presentation and discussion continued.

At 9:00 the Moderator declared a recess. The Meeting reconvened at 9:20 pm.

Owen Dugan, Precinct B, Chair, Board of Selectmen, offered the following motion which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until April 15, 2008, at 7:30 p.m. in this same hall.

The exact wording of the motion appeared on the screen during the break.

Discussion of Article 17 resumed.

The Moderator called for the vote. Robert Sechrest rose to a point of order and requested that the vote be conducted by ballot vote. At least 20 members joined him and the vote on Article 17 was by ballot vote.

The Motion was

VOTED, by ballot vote 182 yes – 35 no- 0 abstentions (83.87% in the affirmative) 2/3 required that the Town of Wellesley appropriates the sum of \$2,685,000 for architectural, engineering and/or other services for completing the feasibility study and related documentation for the Wellesley High School, located at 50 Rice Street, said sum to be appropriated to and expended under the direction of the Permanent Building Committee; that to meet said appropriation the sum of \$95,000 be transferred from the amount voted under Motion 1 of Article 25 of the Warrant for the 2007 Annual Town Meeting, and the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow the sum of \$2,590,000 under M.G.L. Chapter 44, or any other enabling authority; said authority to become effective immediately upon the dissolution of this town meeting; the Town of Wellesley hereby acknowledges that the Massachusetts School Building Authority's (MSBA) grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town of Wellesley incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town of Wellesley; provided, that the amount of borrowing authorized pursuant to this motion shall be reduced by any amounts received or expected to be received from the MSBA.

The Moderator suggested an adjournment. The Meeting adjourned at 10:55 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 15, 2008
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 14, 2008 to April 15, 2008 at 7:30 p.m. at the Wellesley Middle School voted after the break of the meeting of April 14, 2008 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on April 14, 2008. The notice was also posted in Town Hall at the office of the Town Clerk on April 15, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 15, 2008
Wellesley Middle School

April 16, 2008

An adjourned session of the Annual Town meeting from April 14, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:35 p.m. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 206 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Ken Baer, Steve Hansen, Dave Mooney, and Peter Cory, and Steve Sykes Advisory Committee; Linda Buffum, Chair, Joel Slocum, Dwight Leuth and Robert McConnell, Historical Commission; Christopher Chan, Planning Board, Meghan Jop, Planning Department Staff; Gail Kingsley, Trustee of Billie Tolles Charitable Foundation; Janet Beyer, Barbara Peacock-Cody, Gayle Thieme, Laura Veligor, and Mary Bowers, Council on Aging Guests.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by assisted by Pam Kubbins, Polly Smith, Christine Kehoe, David Livingston, Bob White, Kathy Schleyer, and Steve Mahoney.

ARTICLE 27. To see if the Town will vote to request that the Selectmen, Council on Aging and other town officials continue to study the feasibility of the Town accepting the conditional gift of approximately \$825,000 offered by the terms of the Mary Esther ("Billie") Tolles Charitable Foundation, which sum may need to be

supplemented by the Town through appropriation, gifts, bonding and/or other possible methods of raising money sufficient for the purpose, which gift is conditioned on the “founding, constructing and equipping [of] a senior center...on land or in a building provided for that purpose by the Town...and shall include but not be limited to offices for the Wellesley Council on Aging and the Wellesley Friends of Senior Neighbors, Inc., kitchen and dining facilities, classrooms, meeting rooms, recreational areas and the like. The name of the Center shall be ‘The Tolles-Parsons Senior Center’ and shall be dedicated in the memory of Mary Esther Tolles and Evelyn L. Parsons, M.D....”; to raise and appropriate, or otherwise provide, a sum of money for the same; to accept as a gift a sum of money offered by the trustees of said foundation for such a study; the Board of Selectmen being requested to report the results of said study to a subsequent Town Meeting; or take any other action relative thereto.

Harriet Warshaw, Precinct C, Board of Selectmen offered the following motion. Gail Kingsley, Trustee of the Billie Tolles Charitable Foundation spoke in support of the motion which was

VOTED, by declared voice vote, that the sum of \$50,000 is hereby appropriated to the Board of Selectmen for professional services in assessing the needs of the town’s senior population, preliminary to determining whether, on the future advice of Town Meeting, it would be in the Town’s interest to accept the gift of approximately \$825,000 offered by the terms of the Mary Esther (“Billie”) Tolles Charitable Foundation, which in on the condition that the town establish a Senior Center “on land or in a building provided for that purpose by the Town”; and to assess possible town-owned sites for the same; said sum to be raised by transferring \$25,000 from Free Cash, as certified as of July 1, 2007, and \$25,000 to be received as a gift for said assessments from said Foundation.

The Board of Selectmen being requested to report its findings to the next Town Meeting.

Mr. Switzler rose to challenge the vote. He was not supported by other Town Meeting Members. The Moderator declared the vote and closed the article.

The Moderator declared a brief recess at 9:00 pm. The meeting resumed at 9:15 pm.

ARTICLE 18. To see if the Town will vote to establish a “School Facility Maintenance Trust” dedicated to the preventative maintenance and upkeep of the Town’s school facilities, thus making the Town eligible to apply for and receive cash grants from the Massachusetts School Building Authority pursuant to the regulations governing said Authority; to raise and appropriate, or otherwise provide, a sum of money therefor, including a transfer from available funds; or take any other action relative thereto.

Katherine L. Babson, Jr., Precinct E, Board of Selectmen, offered the flowing motion which was:

VOTED, unanimously, that the Town create a local fund titled “School Facility Maintenance Trust Fund” to fund appropriate school facility maintenance project activities that meet the provisions of 963 CMR 2.00, section 2.18 4(b) and further, that the Town affirms its intent to accept all matching grant funds the Town of Wellesley qualifies for from the Massachusetts School Building Authority relative to the regulations outlined in 963 CMR 2.00, section 2.18 4(b), and deposit them into the “School Facility Maintenance Trust Fund” for use in funding such projects.

ARTICLE 16. To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for a new DPW office facility; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No Motion offered.

ARTICLE 19. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Selectmen as the first year local match for the Suburban Mobility Program through the Boston Metropolitan Planning Organization, or for the study of the Town’s public transportation requirements, including the appointment of a study committee relative thereto; to determine whether such sums shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No motion offered.

ARTICLE 22. To act on the report of the Community Preservation Committee on the fiscal year 2009 community preservation budget and, pursuant to the provisions of General Laws Chapter 44B, to appropriate or reserve for later appropriation monies from Community Preservation Fund annual revenues or available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year; or take any other action relative thereto.

Jack Morgan, Precinct E, Vice-Chair Community Preservation Committee, offered the first motion. David Dinwoodey, Chair of the CPC spoke in support of the motion which was

VOTED, unanimously, that the following amounts recommended by the Community Preservation Committee (“CPC”) be appropriated for fiscal year 2009 Community Preservation purposes from the specific funding sources set forth below, with each item to be considered a separate appropriation:

A. For Historic Resources Purposes:

1. To the Historical Commission, the sum of \$10,000 to undertake a planning study of historic and cultural resources in the Town in order to assess the adequacy of documentation and information regarding such resources and to prepare for the future development of a comprehensive preservation plan, said appropriation to be funded entirely from balances on hand in the Community Preservation Fund Historic Resources Reserve;

2. To the Town Clerk, the sum of \$30,000 for the restoration and preservation of the Town's vital marriage records in accordance with proper archival retention standards, said appropriation to be funded entirely from balances on hand in the Community Preservation Fund Historic Resources Reserve; and

3. To the Historical Commission, the sum of \$1,200 to pay for the costs of providing designation plaques to recognize the listing on the National Register of Historic Places of the Sprague Clock Tower and the Wellesley Hills Branch Library, said appropriation to be funded entirely from balances on hand in the Community Preservation Fund Historic Resources Reserve; and

B. For Administrative Expenses of the Community Preservation Committee:

To the Community Preservation Committee, the amount of \$50,000 to be expended for any permissible administrative purpose under the Community Preservation Act, said appropriation to be funded entirely from unreserved balances on hand in the Community Preservation Fund;

And

II. That the following respective amounts from the annual Community Preservation Fund revenues received for fiscal year 2008 be reserved for the following Community Preservation categories:

Open Space (excluding Recreation)	\$ 165,300
Historic Resources	\$ 165,300
Community Housing	\$ 165,300

and in the case of each of the Open Space Reserve, Historic Resources Reserve and Community Housing Reserve categories, such reserved amounts shall be for future appropriation.

Jack Morgan, Precinct E, Vice-Chair Community Preservation Committee, offered the **SECOND** motion. David Dinwoodey, Chair of the CPC spoke in support of the motion which was

VOTED, unanimously, that the appropriation of \$153,000 in Community Preservation funding previously voted under Article 17 of the Warrant for the 2007 Annual Town Meeting for the construction and installation of a Phosphorous/sedimentation inactivation system for Morses Pond, as a component of the multi-year Morses Pond Management System, be supplemented with a further appropriation of \$7500 to cover additional costs associated with the construction and installation of such system, said supplemental appropriation to be funded (i) by \$3750 being taken from balances on hand in the Community Preservation Fund Open Space Reserve, and (ii) by the remaining \$3750 being taken from unreserved balances on hand in the Community Preservation Fund for recreation purposes.

ARTICLE 23. To see if the Town will respond to the proposal to reconfigure Bethel Road by voting to abandon all or a portion of the accepted way, and/or to accept a new portion (currently on adjacent private property) as a public way (with or without betterments), and to authorize one or more easements to be granted by the private property owner to the Town (and/or vice versa) in connection therewith, all as shown on a layout plan entitled “Bethel Road Abandonment, Acceptance and Easement Plan” drawn by Precision Land Surveying, Inc., dated January 11, 2008; to raise and appropriate money therefor; or take any other action relative thereto.

Barbara Searle, Precinct A, Board of Selectmen, offered the following motion which was

VOTED, unanimously, that the Town vote (a) to abandon and discontinue a portion of the town owned easement over Bethel Road, taken under Article 23 of the Warrant for the 1961 Annual Town Meeting for roadway purposes and (b) to accept an easement to the Town, as shown on a plan entitled “Discontinuance Plan of a portion of Bethel Road in Wellesley, MA”, by Precision Land Surveying, Inc., dated January 11, 2008, a copy of said plan being on file in the Office of the Town Clerk;

And in connection therewith, that the Town hereby approves the following agreements affecting the contiguous premises:

- (a) An Agreement by and between the School Committee and Temple Beth Elohim, dated 3/31/2008, concerning traffic and parking arrangements at Schofield School, and
- (b) An Agreement by and between the Board of Public Works and Temple Beth Elohim, dated 3/31/2008, concerning traffic, parking, and road maintenance arrangements on Bethel Road.

ARTICLE 24. To see if the Town will vote to grant, accept and/or abandon one or more easements, including but not limited to utility and drainage easements, at one or more locations in the Town; or take any other action relative thereto.

Michael Humphrys, Precinct A, Board of Public Works offered the flowing motion which was

VOTED, unanimously, that the Town hereby accepts, and abandons, as the case may be, the utility and electric, roadway and vault easements identified on the document entitled “Easements for 2008 Annual Town Meeting Article 24”, dated March 26, 2008, a copy of said document being on file in the Office of the Town Clerk.

ARTICLE 33. To see if the Town will vote to establish the creation of the Denton Road Neighborhood Conservation District by amending the Town Bylaw to establish a new Article 46B, to read substantially as follows (said proposed version being subject to change before or at town meeting):

1. **PURPOSE OF THE DENTON ROAD NEIGHBORHOOD CONSERVATION DISTRICT**
 - (a) This Bylaw enables the establishment of the Denton Road Neighborhood Conservation District (NCD) in the Town of Wellesley for the following purposes:
 - (i) To recognize that the Denton Road Neighborhood, which dates back to the 1800’s and which contains a variety of homes clustered along a tree-shaded, U-shaped street, is a distinctive neighborhood that contributes significantly to the diversity and character of Wellesley.
 - (ii) To promote conservation and preservation of its existing Buildings and Structures; to encourage compatible new construction that will complement existing Buildings, Structures, Settings and overall neighborhood character; and to foster appropriate reuse of and upgrades to Buildings and Structures.
 - (iii) To provide residents and property owners with the opportunity to participate in planning the future of their neighborhood.
 - (b) This Bylaw will enable changing the Buildings, Structures, and Settings of Denton Road to meet the needs of current and future owners, without sacrificing the neighborhood’s attractive qualities.
 - (c) The NCD designation acknowledges Denton Road’s distinctive architectural, aesthetic, historical, cultural, and social role in the development of the Town of Wellesley’s character.

2. BOUNDARIES OF THE DENTON ROAD NCD

The Denton Road NCD shall be comprised of 31 properties and shall be bounded by 10 Denton Road on the East and 75 Denton Road on the West. Of the 31 properties bounded by the NCD, the following properties fronting Denton Road have chosen to be in the NCD: 9, 10, 11, 14, 15, 16, 19, 24, 28, 29, 31, 32, 44, 46, 48, 55, 56, 60 #1, 60 #2, 60 #3, 61, 65, 71, 72, and 75. Six properties have opted out of the NCD: 39, 40, 52, 58, 62, and 66 Denton Road.

3. THE DENTON ROAD NCD COMMISSION

- (a) Membership of the Commission shall be in accordance with Article 46A, Section 4, Neighborhood Conservation District Commissions.
- (b) To the extent possible, members of the Commission shall represent the diverse interests of residents in the District.

4. REVIEW AUTHORITY OF THE DENTON ROAD NCD COMMISSION

- (a) The authority of the Denton Road NCD Commission shall extend to the review of all Construction, Demolition, or Alteration of exterior features on a property within the District visible from a public way, unless otherwise specified in this Bylaw, and review will follow the procedures described in Article 46 A, Section 5, Review of Construction and/or Alterations.
- (b) As described in Article 46 A, Section 5 (d) (viii), the NCD Commission shall meet periodically with the Property Owners in the NCD for the purpose of determining whether or not the District's Guidelines are still appropriate, and shall send a report to the Historical Commission containing their findings. The first of these meetings shall occur within two years from the date of the District's designation as an NCD, and subsequent meetings shall occur at no less than five year intervals thereafter, unless said 5 year interval is changed by a majority vote of the Property Owners after the first two years.
- (c) Recommendations for amendments to the District, including Guidelines, governance, procedural changes and geographical boundaries, must be approved by a majority of the District's Property Owners and the amendment procedures described in Article 46A, Section 3 (i) must be followed. Proposed changes approved by the Historical Commission and Planning Board must be approved by a majority vote of Town Meeting.

5. DETERMINATIONS BY THE DENTON ROAD NCD COMMISSION

Except as otherwise provided in Article 46 A or this Bylaw and its Guidelines, no Building, Structure, or Setting within the District shall be Constructed, Demolished, or Altered in any way unless the NCD Commission has first issued a Certificate of Compatibility, a Certificate of Hardship, or a Certificate of Non-Applicability.

(a) Exempt from review

- (i) Temporary Structures.
- (ii) Interior Alterations.
- (iii) Storm windows, storm doors and screens.
- (iv) Colors.
- (v) Accessory Structures of less than 120 square feet of floor area and less than 15 feet in height.
- (vii) Skylights and solar panels parallel to, and in close contact with, the plane of a roof.
- (viii) Exterior features of a Building or Structure and its Setting not visible from a public way or other area open to public access.
- (ix) The ordinary maintenance, repair or replacement in kind of Exterior Architectural Features and/or changes made to meet the requirements deemed necessary by the Building Inspector for public safety because of an unsafe or dangerous condition.
- (x) Fences four feet high or less and their equal height entry gates.
- (xi) Handicapped-accessible ramps or other features.
- (xii) Replacement of window(s) similar in size and style.
- (xiii) Similar or in kind replacement of plant material.

(b) Subject to Review

All Construction, Alterations, or Demolition not exempted from review in 5 (a) are subject to review by the NCD Commission, and the Commission's determinations are binding. These determinations may contain conditions necessary to fulfill the terms of Section 7 of this Bylaw. Included are the following:

- (i) Construction of a new Building or Structure.
- (ii) Demolition of an existing Building or Structure.
- (iii) Alteration or Construction of an Addition to an existing Building or Structure which requires a building permit.
- (iv) Alteration of the existing landscape by removal of significant shrubbery or trees over 8" in diameter.
- (v) Alteration of any of the grading on the property.
- (vi) Construction of a retaining wall.
- (vii) Installation of (a) fence(s) or other built landscape feature(s) higher than four feet.
- (viii) Addition of paving or creation of a new driveway.
- (ix) Terraces, walks and sidewalks.

- (x) Permanent exterior lighting.
- (xi) Changing the siding material or trim on an existing Building or Structure.
- (xii) Replacement of windows differing in size or style from those existing.

6. THE REVIEW PROCESS

- (a) Per description in Article 46 A, Section 5 (d), any person wishing to perform Construction, Alterations, or Demolition that require review shall first file an application with the NCD Commission for a Certificate of Compatibility, Certificate of Hardship, or Certificate of Non-Applicability in such form as the NCD Commission may reasonably determine. Materials required for a building permit and other information as may be reasonably deemed necessary by the NCD Commission to enable it to make a determination on the application may be requested of the applicant. The Commission, at its discretion, may waive certain required submission documents or steps in the review process. The date of the filing of an application shall be the date of the receipt of the application by the NCD Commission
- (b) The Commission shall hold a Public Hearing within 45 days of the filing of a complete application for a Certificate of Compatibility, a Certificate of Hardship, or a Certificate of Non-Applicability, following the steps outlined in Article 46 A, Section 5 (d).
- (c) If the NCD Commission fails to make a determination within 60 days after the close of the public hearing, or after any further time the applicant, in writing, may allow the NCD Commission, a Certificate of Compatibility shall be deemed granted, and the NCD Commission shall issue a Certificate of Compatibility.
- (d) The NCD Commission shall file with the Building Inspector, Zoning Board of Appeals, Planning Board, and Historical Commission a copy of all Certificates of Compatibility, Certificates of Non-Applicability, Certificates of Hardship, and determinations of disapproval.

7. CRITERIA FOR NCD COMMISSION DETERMINATIONS

- (a) Specific Criteria for the Denton Road NCD

The following objectives are to be sought in considering applications for Certificates of Compatibility or Certificates of Hardship:

- (i) Conserving the diversity of styles and historic architectural character of the neighborhood, including the existing size and massing of abutting Buildings and Structures, as well as others elsewhere in the District.
- (ii) Conserving the District's pattern of wood frame architecture.

- (iii) Allowing for architectural diversity and individualized alterations while preserving the traditional scale of the Buildings and Structures.
- (iv) Encouraging the retention of mature landscape materials and the planting of trees and greenery to enhance the landscape amenities of the neighborhood.
- (v) Preserving the existing grade, location and setback of Buildings and Structures to maintain the sightlines of the street.
- (vi) Encouraging the separation of properties by means of landscape planting rather than fencing.

(b) General Conservation Standards

All applications shall be considered with regard to the potential adverse effects of the Construction, Alteration or Demolition of an existing Building, Structure, or Setting on the abutters, the immediate streetscape, and the District as a whole. Consideration will also be given to:

- (i) The architectural or historical significance of the Building, Structure, or Setting, if any.
- (ii) The physical characteristics of the site, including, but not limited to, existing topography and vegetation.
- (iii) The use, if possible, of energy-conserving materials and techniques.

(c) Design Guidelines

In addition to (a) and (b) above, the Commission shall base its decisions on the following specific factors when considering Applications for Compatibility or Hardship:

(i) Construction of a new Building or Structure

Review of the design of a new Building or Structure or addition to an existing Building or Structure shall be made with regard to the general compatibility of the building with its surroundings, and the following elements of the proposal shall be among those considered:

1. Site layout.
2. Volume and dimensions of the Building or Structure.
3. Provision for open space and landscaping.

4. The scale and massing of the Building or Structure in relation to its surroundings.
5. Provisions for driveways and parking.
6. The effect on the water table or subsoil conditions of adjacent properties.

(ii) Alterations to an existing Building, Structure or Setting

Review of proposed Alterations or additions to an existing Building, Structure or Setting and of all features not exempted from review in 5 (a) shall be made with regard to the following factors:

1. The architectural or historical significance of the Building or Structure to be altered. The extent to which the integrity of the original design or style has been retained or previously diminished.
2. The potential adverse effect of the Alteration of, or proposed addition to the existing Building or Structure on the neighboring properties, the immediate streetscape and on the District as a whole.

(d) Demolition Guidelines

In evaluating an application to demolish a Building or Structure, the Commission shall review and consider the following factors:

- (i) The architectural or historical significance of the Building or Structure of which any portion is to be demolished, giving consideration to its possible eligibility for listing on the National Register of Historic Places.
- (ii) The physical condition of the Building or Structure and its subsoil conditions, if applicable.
- (iii) A claim of substantial hardship, financial or otherwise.
- (iv) The design of any replacement Building(s) or Structure(s).

8. JUDICIAL REVIEW, ENFORCEMENT AND LAPSE

Procedures to be followed shall be in accordance with Article 46A, Section 7.

9. EXISTING BYLAWS NOT REPEALED

See Article 46A, Section 8;

- (vii) Copies of any new version being proposed to be on file in the office of the Planning Board; or take any other action relative thereto.

Helen Robertson, Precinct F, Historical Commission and Denton Road Commission offered the following motion which was

VOTED, by declared voice vote, that the Town Bylaw be amended by adding a new ARTICLE 46B. DENTON ROAD NEIGHBORHOOD CONSERVATION DISTRICT, said article to be inserted immediately following Article 46A NEIGHBORHOOD CONSERVATION DISTRICTS., to read as follows:

ARTICLE 46B. DENTON ROAD NEIGHBORHOOD CONSERVATION DISTRICT

1. PURPOSE OF THE DENTON ROAD NEIGHBORHOOD CONSERVATION DISTRICT

- (a) This Bylaw enables the establishment of the Denton Road Neighborhood Conservation District (NCD) in the Town of Wellesley for the following purposes:

- (i) To recognize that the Denton Road Neighborhood, which dates back to the 1800's and which contains a variety of homes clustered along a tree-shaded, U-shaped street, is a distinctive neighborhood that contributes significantly to the diversity and character of Wellesley.

- (ii) To promote conservation and preservation of its existing Buildings and Structures; to encourage compatible new construction that will complement existing Buildings, Structures, Settings and overall neighborhood character; and to foster appropriate reuse of and upgrades to Buildings and Structures.

- (iii) To provide residents and property owners with the opportunity to participate in planning the future of their neighborhood.

- (b) This Bylaw will enable changing the Buildings, Structures, and Settings of Denton Road to meet the needs of current and future owners, without sacrificing the neighborhood's attractive qualities.
- (c) The NCD designation acknowledges Denton Road's distinctive architectural, aesthetic, historical, cultural, and social role in the development of the Town of Wellesley's character.

2. BOUNDARIES OF THE DENTON ROAD NCD

The Denton Road NCD shall be comprised of 20 properties bounded by 10 Denton Road on the East and 75 Denton Road on the West. The owners of the following 16 properties fronting Denton Road have chosen to be in the NCD: 9, 10, 14, 15, 16, 19, 24, 28, 29, 31, 32, 44, 55, 61, 71, and 75. The owners of the following 4 properties have chosen to be out of the NCD: 11, 39, 40, and 65 Denton Road.

3. REVIEW AUTHORITY OF THE DENTON ROAD NCD COMMISSION

- (a) Membership of the Commission shall be in accordance with Article 46A, Section 4, Neighborhood Conservation District Commissions.
- (b) The authority of the Denton Road NCD Commission shall extend to the review of all Construction, Demolition, or Alteration of exterior features on a property within the District visible from a public way, unless otherwise specified in this Bylaw, and review will follow the procedures described in Article 46 A, Section 5, Review of Construction and/or Alterations.
- (c) As described in Article 46 A, Section 5 (d) (viii), the NCD Commission shall meet periodically with the Property Owners in the NCD for the purpose of determining whether or not the District's Guidelines are still appropriate, and shall send a report to the Historical Commission containing their findings. The first of these meetings shall occur two years from the date of the District's designation as an NCD, and shall occur at no less than five year intervals thereafter, unless this interval is changed by a majority vote of the Property Owners after the first two years.
- (d) Recommendations for amendments to the District, including Guidelines, governance, procedural changes and geographical boundaries, must be approved by a majority of the District's Property Owners and the amendment procedures described in Article 46A, Section 3 (i) must be followed. Proposed changes approved by the Historical Commission and Planning Board must be approved by a majority vote of Town Meeting.

4. DETERMINATIONS BY THE DENTON ROAD NCD COMMISSION

Except as otherwise provided in Article 46 A or this Bylaw and its Guidelines, no Building, Structure, or Setting within the District shall be Constructed, Demolished, or Altered in any way unless the NCD Commission has first issued a Certificate of Compatibility, a Certificate of Hardship, or a Certificate of Non-Applicability.

- (a) Exempt from review
 - (i.) Temporary Structures.
 - (ii.) Interior Alterations.
 - (iii.) Storm windows, storm doors and screens.
 - (iv.) Colors.
 - (v.) Accessory Structures of less than 120 square feet of floor area and less than 15 feet in height.
 - (vi.) Skylights and solar panels.
 - (vii.) Exterior features of a Building or Structure and its Setting not visible from a public way or other area open to public access.
 - (viii.) The ordinary maintenance, repair or replacement in kind of Exterior Architectural Features and/or changes made to meet the requirements

deemed necessary by the Building Inspector for public safety because of an unsafe or dangerous condition.

- (ix.) Fences four feet high or less and their equal height entry gates measuring from the lowest grade on either side of the structure.
- (x.) Handicapped-accessible ramps.
- (xi.) Replacement of window(s) similar in size and style.
- (xii.) Similar or in kind replacement of plant material.
- (xiii.) Siding materials and trim.

(b) Subject to Review

All Construction, Alteration, or Demolition not exempted from review in 5 (a) are subject to review by the NCD Commission, and the Commission's determinations are binding. These determinations may contain conditions necessary to fulfill the terms of Section 7 of this Bylaw. Included are the following:

- (i) Construction of a new Building or Structure.
- (ii) Demolition of an existing Building or Structure.
- (iii) Alteration or Construction of an Addition to an existing Building or Structure which requires a building permit.
- (iv) Alteration of the existing landscape by removal of significant shrubbery over 5 feet in height or trees over 8" in diameter.
- (v) Construction of a retaining or landscape wall or fence of four feet or more.
- (vi) Cut and fill of 3 feet or more.
- (vii) Addition of paving or creation of a new driveway.
- (viii) Exterior lighting that shines on adjacent properties.

5. THE REVIEW PROCESS

- (a) Per description in Article 46 A, Section 5. (d), any person wishing to perform Construction, Alterations, or Demolition that require review shall first file an application with the NCD Commission for a Certificate of Compatibility, Certificate of Hardship, or Certificate of Non-Applicability in such form as the NCD Commission may reasonably determine. Materials required for a building permit and other information as may be reasonably deemed necessary by the NCD Commission to enable it to make a determination on the application may be requested of the applicant. The Commission, at its discretion, may waive certain required submission documents or steps in the review process. The date of the filing of an application shall be the date of the receipt of the application by the NCD Commission
- (b) The Commission shall hold a Public Hearing within 45 days of the filing of a complete application for a Certificate of Compatibility, a Certificate of Hardship, or a Certificate of Non-Applicability, following the steps outlined in Article 46 A, Section 5 (d).

- (c) If the NCD Commission fails to make a determination within 60 days after the close of the public hearing, or after any further time the applicant, in writing, may allow the NCD Commission, a Certificate of Compatibility shall be deemed granted, and the NCD Commission shall issue a Certificate of Compatibility.
- (d) The NCD Commission shall file with the Building Inspector, Zoning Board of Appeals, Planning Board, and Historical Commission a copy of all Certificates of Compatibility, Certificates of Non-Applicability, Certificates of Hardship, and determinations of disapproval.

6. CRITERIA FOR NCD COMMISSION DETERMINATIONS

(a) Specific Criteria for the Denton Road NCD

The following objectives are to be sought in considering applications for Certificates of Compatibility or Certificates of Hardship:

- (i) Conserving the diversity of styles and historic architectural character of the neighborhood, including the existing size and massing of abutting Buildings and Structures, as well as elsewhere in the District.
- (ii) Conserving the District's pattern of wood frame architecture.
- (iii) Allowing for architectural diversity and individualized alterations while reserving the traditional scale of the Buildings and Structures.
- (iv) Encouraging the retention of mature landscape materials and the planting of trees and greenery to enhance the landscape amenities of the neighborhood.
- (v) Preserving the existing grade, location and setback of Buildings and Structures to maintain the sightlines of the street.
- (vi) Encouraging the separation of properties by means of landscape planting rather than fencing.

(b) General Conservation Standards

All applications shall be considered with regard to the potential adverse effects of the Construction, Alteration or Demolition of an existing Building, Structure, or Setting on the abutters, the immediate streetscape, and the District as a whole. Consideration will also be given to:

- (i) The architectural or historical significance of the Building, Structure, or Setting, if any.
- (ii) The physical characteristics of the site, including, but not limited to, existing topography and vegetation.
- (iii) The use, if possible, of energy-conserving materials and techniques.

(c) Design Guidelines

In addition to (a) and (b) above, the Commission shall base its decisions on the following specific factors when considering Applications for Compatibility or Hardship:

(i) Construction of a new Building or Structure

Review of the design of a new Building or Structure or addition to an existing Building or Structure shall be made with regard to the general compatibility of the building with its surroundings, and the following elements of the proposal shall be among those considered:

1. Site layout.
2. Volume and dimensions of the Building or Structure.
3. Provision for open space and landscaping.
4. The scale and massing of the Building or Structure in relation to its surroundings.
5. Provisions for driveways and parking.
6. The effect on the water table or subsoil conditions of adjacent properties.

(ii) Alterations to an existing Building, Structure or Setting

Review of proposed Alterations or additions to an existing Building, Structure or Setting and of all features not exempted from review in 5. (a) shall be made with regard to the following factors:

1. The architectural or historical significance of the Building or Structure to be altered. The extent to which the integrity of the original design or style has been retained or previously diminished.
2. The potential adverse effect of the Alteration of, or proposed addition to the existing Building or Structure on the neighboring properties, the immediate streetscape and on the District as a whole.

(d) Demolition Guidelines

In evaluating an application to demolish a Building or Structure, the Commission shall review and consider the following factors:

- (i) The architectural or historical significance of the Building or Structure of which any portion is to be demolished, giving consideration to its possible eligibility for listing on the National Register of Historic Places.
- (ii) The physical condition of the Building or Structure and its subsoil conditions, if applicable.
- (iii) A claim of substantial hardship, financial or otherwise.

- (iv) The design of any replacement Building(s) or Structure(s).

7. JUDICIAL REVIEW, ENFORCEMENT AND LAPSE

- (a) The Building Inspector shall be charged with the enforcement of this Bylaw. Anyone found in violation may be fined not more than \$300 dollars for each day such violation continues, each day constituting a separate offense.
- (b) Any party dissatisfied with a determination may, within 45 days after the filing of the notice of such determination with the Building Inspector, the Zoning Board of Appeals, The Historical Commission and the Planning Board, file a written request with the NCD Commission for a review by a joint meeting with at least three members each of the Historical Commission and Planning Board. The findings of this joint committee, which may sustain or overrule the prior decision of the NCD Commission, shall be filed with the Building Inspector, the Zoning Board of Appeals, the Historical Commission and the Planning Board within 45 days after the close of the public hearing, and shall be binding on the applicant and the joint committee, unless a further appeal is sought in the Superior Court of Norfolk County.
- (c) Certificates of Compatibility and Certificates of Hardship shall expire eighteen (18) months, plus such time as may be required to pursue or await the determination of a judicial review as provided above, from their date of issuance, if construction has not begun by such date. Notwithstanding the above, the NCD Commission may grant one or more extensions, of up to six (6) months each, if there are unavoidable delays.

8. EXISTING BYLAWS NOT REPEALED

- (a) Nothing contained in this bylaw shall be construed as repealing or modifying any existing bylaw or regulation of the Town, but it shall be in addition thereto. If this bylaw imposes greater restrictions upon the Construction and/or Alteration, of Buildings, Structures or Settings than other bylaws or provisions of law, such greater restrictions shall prevail.

ARTICLE 25. To see if the Town will vote to confirm town ownership of the following parcels of land on the high school grounds (parcels 1,2 & 3) and the Schofield school grounds (parcel 4) by authorizing acquisition by purchase, eminent domain, gift or otherwise:

Parcel 1, a rectangular lot of about 8,000 sq. ft. situated along the southwesterly boundary of a town-owned parcel of land abutting Seaver Street (sometimes known as the “Selectmen’s Parcel”), shown as Lot 166 on an August 13, 1853 plan by Swan and Straw, recorded at the Norfolk County Registry of Deeds in the beginning of Book 222, the last

known owner of record of which is the Babson Building Co. by deed dated December 7, 1921 and recorded in Book 1504, Page 256; said parcel being currently assessed as Lot 88-66 with owner “unknown” (for historical reference, said parcel was prepared for taking by eminent domain under Article 36 of the warrant for the 1938 Annual Town Meeting, but no action was taken);

Parcel 2, a triangular lot of about 2,770 sq. ft. situated completely within the boundaries of the Wellesley High School land; the last known owner of which is believed to have been Margaret J. Rollins, as referenced by Land Court Plan #5809A1, filed in 1916; said parcel being currently assessed as a part of Lot 76-11, the Wellesley High School land;

Parcel 3, a portion of Peck Avenue westerly of Seaver Street, shown on an August 13, 1853 plan by Swan and Straw, recorded at the Norfolk County Registry of Deeds in the beginning of Book 222. Lot 3 is the only remaining portion of Peck Avenue (westerly of Seaver St.) where the rights to use said road are not exclusive to the Town; and

Parcel 4, a rectangular lot of about 34,350 sq. ft. situated along the northwesterly boundary of the Schofield School land; said parcel being comprised of portions of Lots 7+8 as shown on a July, 1905 plan by Arthur P. French recorded at the Norfolk County Registry of Deeds as Plan Book 70, Plan 3376; the last known owner of said parcel being Frank Curry, who died on March 2, 1934; said parcel being currently assessed as Lot 28-82 with owner “unknown”;

And to transfer and confirm, as the case may be, that said parcels are under the jurisdiction of the School Committee; to appropriate the sum of one dollar (\$1.00) for each acquisition; or take any other action relative thereto.

Katherine L. Babson, Precinct E, Board of Selectmen offered the FIRST motion under this article, which was

VOTED, unanimously, 2/3 required, that the Town votes to confirm ownership of the following parcels of land by authorizing acquisition by eminent domain of the following parcels:

Parcel 1, abutting the town owned land usually referred to as the Selectmen’s Parcel, a rectangular lot of about 8,000 sq. ft. situated along the southwesterly boundary of a town-owned parcel of land abutting Seaver Street (sometimes known as the “Selectmen’s Parcel”), shown as Lot 166 on an August 13, 1853 plan by Swan and Straw, recorded at the Norfolk County Registry of Deeds in the beginning of Book 222, the last known owner of record of which is the Babson Building Co. by deed dated December 7, 1921 and recorded in Book 1504, Page 256; said parcel being currently assessed as Lot 88-66 with owner “unknown” (for historical reference, said parcel was prepared for taking by eminent domain under Article 36 of the warrant for the 1938 Annual Town Meeting, but no action was taken);

Parcel 2, on the high school grounds, a triangular lot of about 2,770 sq. ft. situated completely within the boundaries of the Wellesley High School land; the last known owner of which is believed to have been Margaret J. Rollins, as referenced by Land Court Plan #5809A1, filed in 1916; said parcel being currently assessed as a part of Lot 76-11, the Wellesley High School land;

Parcel 3, a portion of Peck Avenue westerly of Seaver Street, shown on an August 13, 1853 plan by Swan and Straw, recorded at the Norfolk County Registry of Deeds in the beginning of Book 222. Lot 3 is the only remaining portion of Peck Avenue (westerly of Seaver St.) where the rights to use said road are presumed to be exclusive to the Town;

to appropriate the sum of one dollar (\$1.00) for each acquisition; and to transfer and/or confirm, as the case may be, that said parcels are under the jurisdiction of the School Committee.

Greg Mills, Precinct D, Board of Selectmen, offered the SECOND motion under this article which was

VOTED, unanimously, 2/3 required, that the Town votes to confirm ownership of land on the Schofield School grounds by authorizing acquisition by eminent domain of the following parcel:

Parcel 4, a rectangular lot of about 34,350 sq. ft. situated along the northwesterly boundary of the Schofield School land; said parcel being comprised of portions of Lots 7+8 as shown on a July, 1905 plan by Arthur P. French recorded at the Norfolk County Registry of Deeds as Plan Book 70, Plan 3376; the last known owner of said parcel being Frank Curry, who died on March 2, 1934; said parcel being currently assessed as Lot 28-82 with owner “unknown”;

to appropriate the sum of one dollar (\$1.00) for said acquisition; and to transfer and/or confirm, as the case may be, that said parcel is under the jurisdiction of the School Committee.

ARTICLE 28. To see if the Town will vote to authorize the Moderator to appoint a Green Ribbon Study Committee of not more than nine members whose focus shall be to recommend a town-wide sustainability plan and policies, and to make its recommendations to a subsequent Town Meeting; or take any other action relative thereto.

Katharine L. Babson, Jr., Precinct E, Board of Selectmen, offered the following motion and introduced Molly Fairchild, Precinct D, member of the Ad Hoc Green Ribbon Study Committee who spoke in support of the motion which was

VOTED, by declared voice vote, that there be appointed a Green Ribbon Study Committee to consist of nine members appointed by the Moderator as follows:

Three members with experience in energy management, energy conservation, alternative energy, facilities management, sustainable architecture/engineering or a related field; and

Six members with knowledge or strong interest in sustainability.

That the committee shall be charged with developing a Sustainable Energy Plan for the Town, to help guide its future choices concerning energy and consumption.

The Plan shall identify policies and actions that will increase energy conservation and efficiency, reduce reliance on fossil fuels, and reduce carbon emissions, at both the public and private levels.

The Committee shall undertake research and analysis and hold public hearings as more fully described in the Report of the Ad Hoc Green Committee in the Reports to the 2008 Annual Town Meeting by the Advisory Committee.

The Committee shall also recommend the next steps the Town might take toward a broader Sustainability Plan for Wellesley.

That the Committee shall present its Sustainable Energy Plan and its recommendations to the 2009 Annual Town Meeting.

ARTICLE 29. To see if the Town will vote to exempt from zoning density limitations Assisted Units provided in accordance with the provisions of the Town's inclusionary zoning requirements by amending the Zoning Bylaw by adding to SECTION XVIB. INCLUSIONARY ZONING a new paragraph H, to read substantially as follows (said proposed version being subject to change before or at town meeting):

H. EXEMPTION FROM RESIDENTIAL DENSITY LIMITS

Assisted Units provided in accordance with the provisions of this SECTION XVIB, INCLUSIONARY ZONING, shall be exempt from residential density limits contained in this Zoning Bylaw provided, however, this exemption shall be limited to 20% of the total number of units on the development area. Projects under a Comprehensive Permit (Ch 40B M.G.L.) are not so limited.;

copies of any new version being proposed to be on file at the Office of the Planning Board; or take any other action relative thereto.

No Motion offered.

ARTICLE 30. To see if the Town will vote to amend the Zoning Bylaw SECTION XVID. LARGE HOUSE REVIEW to alter, modify or correct language specifically responsive to any requirements or suggestions made by the Office of the

Attorney General; any such requirements or suggestions, and the zoning bylaw amendments being proposed in response to them (as the same may be subject to change before or at town meeting) being on file in the Office of the Planning Board; or take any other action relative thereto.

No motion offered.

ARTICLE 31. To see if the Town will accept the recommendations of the Town Bylaw Study Committee to improve the Town's requirements regarding the Date for Annual Town Election, Notice of Town Election, Notice of Town Meeting, and Advisory Committee Report by amending Article 8. Town Meeting, Sections 8.2, 8.3, and 8.10 and Article 11. Advisory Committee, Section 11.8 of the Town Bylaws, and/or other appropriate bylaws, the study committee's current proposed version of the bylaw amendments being on file in the office of the Board of Selectmen (it being recognized said version(s) may be changed before or at town meeting); or take any other action relative thereto.

Bob White, Precinct E, Chair Town Bylaw Study Committee, offered the FIRST motion under this article which was

VOTED, by declared voice vote, that the Town Bylaws be amended as follows:

by striking from Article 8. Town Meeting, Section 8.3. Notice, and by substituting the following:

“8.3 Notice of Elections. At least 35 days before the date of any Town Election, the Selectmen shall give notice of their intention to call such Election by notifying the Town Clerk. The Selectmen shall also, as soon as practicable, place a notice of the Election in a newspaper generally circulated in the Town and publish the notice on the Town's website. At least seven days before a Regular Election and 14 days before a Special Election they shall post copies of the warrant in not less than two conspicuous places in the Town including but not limited to the Town Hall and Wellesley Square. The warrant shall also be made available on the Town's website.”

by striking from Article 8. Town Meeting, Section 8.10. Notice of Meeting, and by substituting the following:

“8.10. Notice of Town Meeting. Notice of each Town Meeting, whether Annual or Special, shall be given by the Selectmen by publishing a copy of the notice in a newspaper generally circulated in the Town at least seven days before the date on which the Annual Town Meeting, and at least 14 days before the date on which a Special Town Meeting, is to commence. Said notice shall state the time and place

of the meeting and that the full text of the warrant shall be published on the Town's website and be available from the Selectmen's office. Additionally, the Selectmen shall post attested copies of the warrant for that Meeting in no less than two conspicuous places in the Town including but not limited to the Town Hall and Wellesley Square and shall make the warrant available on the Town's website."

Bob White, Precinct E, Chair of the Town Bylaws Study Committee offered the following SECOND motion under this article which was

VOTED, by declared voice vote, that the Town Bylaws be amended by striking from Article 11. Advisory Committee, Section 11.8. Report, and by substituting the following:

"11.8. Report. A copy of the report of the Committee shall be mailed or delivered to each Town Meeting Member and Town Department at least seven days before the commencement of any Town Meeting. A minority may present a separate report which shall be included in the report of the Committee. The report shall set forth the numerical vote of the Advisory Committee on each recommendation. The report shall be available on the Town's website, and available for pick-up at the Town Clerk's Office, and at the Wellesley Free Library. The Selectmen's Office shall also mail a copy of the report to any resident who requests one. Further, the Advisory Committee shall mail a letter from the Advisory Chairman to each dwelling in the Town at least seven days before the commencement of any Town Meeting. The Chairman's letter will contain an overview of the then current status of the budget, including any anticipated overrides, information on capital projects that will require bonding, and significant factors for future budgets. The letter will also contain a summary of other significant matters coming before Town Meeting as deemed appropriate by the Chairman. The letter will indicate when and where copies of the Advisory Report will be available."

ARTICLE 32. To see if the Town will vote (a) to direct that the care and maintenance of all Town buildings (including school houses, pursuant to the authority in G.L. c. 71, § 68, but excepting buildings under the jurisdiction of the Department of Public Works and the Municipal Light Plant) shall be under the general charge of the Town's Building Facilities Administrator, who shall report to the Executive Director of General Government Services; (b) to amend the Town Bylaws as appropriate to accomplish the proper implementation of said directive; the proposed version of said Bylaw amendments (which are recognized to be subject to change before or at Town Meeting) being on file in the office of the Board of Selectmen; and (c) to raise and appropriate, or otherwise provide, a sum of money for said purpose; or take any other action relative thereto.

No motion offered.

ARTICLE 34. To see what action the Town will take on the authorized and unissued loans including those identified in the list of same on file in the offices of the Board of Selectmen and Town Clerk; or take any other action relative thereto.

Barbara Searle, Precinct A, Board of Selectmen, offered the flowing motion which was

VOTED, unanimously, that the Town vote to rescind the full amount, or the unused portions, as indicated, of the loan authorizations voted under:

1. Article 16 of the Warrant for the 1999 Annual Town Meeting for water system improvements - \$400,000 (unused portion); and
2. Article 4 of the Warrant for the June 10, 2002 Special Town Meeting for construction of the Sprague School/Recreation Building - \$255,000 (full amount).

ARTICLE 35. To see if the Town will vote, as authorized by Section 9 of Chapter 258 of the General Laws, to indemnify Town Board members, officers, officials and employees from personal financial loss and expenses, including legal fees and costs, if any, in an amount not to exceed one million dollars, arising out of any claim, action, award, compromise, settlement or judgment by reason of an intentional tort, or by reason of any act or omission which constitutes a violation of the civil rights of any person under any federal or state law, if such employee or official is acting within the scope of his official duties or employment; and to raise and appropriate or otherwise provide money victullar; or take any other action relative thereto.

No motion offered.

ARTICLE 36. To see what sum of money the Town will raise and appropriate, or otherwise provide, for expenses incurred by Town departments prior to July 1, 2008; or take any other action relative thereto.

No motion offered.

ARTICLE 37. To see what sum of money the Town will authorize the Board of Selectmen to pay in settlement of claims, actions and proceedings against the Town; to raise and appropriate or otherwise provide monies therefor; or take any other action relative thereto.

No motion offered.

ARTICLE 38. To see what action the Town will take to authorize the disposal of tangible Town property having a value in excess of \$10,000; or take any other action relative thereto.

No motion offered.

ARTICLE 39. To see if the Town will authorize the Board of Selectmen to appoint one or more of their number as fire engineer; or take any other action relative thereto.

Harriet Warshaw, Precinct C, Board of Selectmen, offered the following motion which was

VOTED, unanimously, that the Town authorize the Selectmen to appoint one or more of their number as fire engineers.

ARTICLE 40. To see how the Town will vote to raise money appropriated under any of the above articles; or take any other action relative thereto.

No motion offered.

Owen Dugan, Chairman of the Board of Selectmen requested that the Town Meeting rise in appreciation of the service of the Moderator and the Advisory Committee to this Annual Town Meeting and offered a motion to dissolve:

The Motion to dissolve this town meeting was **VOTED unanimously.**

The Meeting dissolved at 11:08 pm.

Attest:

Kathleen F. Nagle
Town Clerk